

BEFORE THE ADDITIONAL MASTER-II

HIGH COURT, MADRAS

C.S.No. 292 OF 2021

Date : 28.06.2024

Time : 12.35 P.M.

Name : D.A.Bhaskar (PW1)

PW1 Cross Examined by Learned counsel for the 1st Defendant
Mr.M.Aravindan

Solemnly affirmed:

Q1: Do you know English?

A: I know English little bit.

Q2: Proof affidavit of PW1 is shown to the witness. Is it your signature found on it?

A: Yes.

Q3: Do you know the content of your proof affidavit which is in English?

A: Yes, I heard the meaning of same.

Q4: Have you filed any other case against D1?

A: I filed one or two cases.

Q5: Do you know the details of earlier cases filed against D1?

A: I do not know.

Q6: A document is shown to the witness. Is it the served copy of plaint filed against inD1 O.S.No.7822/2012 on the file of 8th Assistant City Civil Court, Chennai.

A: Yes, **It is marked as Ex.D1.**

Q7: For what purpose it was filed?

A: Ex.D1 filed by seeking mother's share.

Q8: Ex.P4 is shown to the witness. Have you filed the legal notice dated 20.11.2012 mentioned in the Ex.P4?

A: I did not file in the Court.

Q9: A document is shown to the witness. Is it the notice sent by you to D1 as mentioned in Ex.P4?

A: Yes. **It is marked as Ex.D2.**

Q10: Is it correct to state that Ex.D1 and Ex.D2 is only against D1 and not against D2 to D6?

A: Yes.

Q11: Is it correct to state that in Ex.D1 and Ex.D2 it is stated only about the schedule 1 property and not about the properties in other schedules.

A: I deny.

Q12: Ex.D1 and Ex.D2 are shown to the witness. Can you state where you have mentioned about the other properties except schedule 1?

A: Yes, it is not mentioned in Ex.D1 and Ex.D2.

Q13: Have you stated any detail about the purchase of the schedule 2 property like who purchased, when it was purchased and how it was purchased in your plaint and proof affidavit?

A: No, it is not mentioned in my proof affidavit and plaint.

Q14: I put it to you that the property was not purchased by your grandfather Mr.Nagabushanam Naidu and that is why you are unable to produce the document.

A: I deny.

Q15: I put it to you that schedule 2 property is the rented property in which D1 is a tenant under a 3rd party and hence partition cannot be sought for schedule 2 property.

A: I deny.

Q16: You have mentioned in your plaint and proof affidavit that Mr.Nagabushanam Naidu was doing lemon business and earned money and purchase lots of properties. I put it to you that you have not filed any document to prove the same.

A: I deny.

Q17: I put it to you that you have mentioned in Ex.D1 and Ex.D2 the extent of schedule property as 1443.5 sq.ft.

A: Yes.

Q18: Ex.P1 is shown to the witness. Can you deny the statement that Bharathi and Mahalakshmi had executed the release deed releasing their shares in respect of schedule 1 property in favour of D1, Badri Prasad, Parathasarthy and Lalitha Naidu.

A: Yes, I deny.

Q19: Since you have denied the execution of the release deed as afore mentioned have you challenged the said Ex.P1 document?

A: I have not filed any case challenging the same.

Q20: Do you know the fact that D1 has executed a settlement deed for the schedule 1 property in favour of his wife Durgam Sandhya?

A: Yes, I know.

Q21: Ex.D1 is shown to the witness. Am I correct in saying that Ex.D1 is the suit filed by plaintiff against D1 challenging the settlement deed of schedule 1 property?

A: Yes.

Q22: Do you know what happened to that case?

A: I do not know.

Q23: Do you know that fact the D1 Mr.Srinivasalu naidu has filed written statement in the said suit?

A: I do not know.

Q24: Can you deny the statement that the said suit has been dismissed for default on 29.10.2013?

A: I do not know.

Q25: What is the name of your mother?

A: Mahalakshmi.

Q26: Who is Mrs.Bharathi?

A: She is the younger sister of my mother.

Q27: There are totally 8 plaintiffs in this suit, are you deposing the evidence for yourself or on behalf of all the other plaintiffs as well?

A: I am deposing the evidence only for myself.

Time : 01.10 P.M.

Taken down in open Court, read over and explained to the witness and the same is admitted by the witness to be true and correct and signed before me.

ADDITIONAL MASTER-II