

**Witness present and duly sworn on 24/04/2025.**

**Examination-in-chief by advocate for Objector.**

I have filed affidavit as my examination -in-chief . I know the contents of the affidavit. It is prepared at my instructions. The contents of the affidavit are true and correct. The affidavit bears my signatures.

I am producing following documents.

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| Ex. O. 1     | Certified copy of the Plaint in O.S. 7674/1999.                                  |
| Ex. O. 2     | Certified copy of the letter written Income Tax Officer dated 01-03-1997.        |
| Ex. O. 3     | Certified copy of the Notice dated 17-05-2013 with copy of Gazette Notification. |
| Ex. O. 4     | Certified copy of the Endorsement.   |
| Ex. O. 5     | Certified copy of the order sheet in LAC 81/2014.                                |
| Ex. O. 6     | Certified copy of the Gazette Notification.                                      |
| Ex. O. 7     | Certified copy of the Award.   |
| Ex. O. 8 & 9 | Certified copy of the IAs with affidavit in LAC 81/2014.                         |

The Learned Advocate for Objector prays time for further chief examination, but no grounds made out to allow the prayer, hence, Prayer is rejected. Hence, taken as no further chief of O.W.1.

**Cross Examination by advocate for DHR :**

It is true that I am only the daughter of my father Late Y. Muniswamappa and he had 6 sons. It is true that property no. 17 is

YMS Kalyana Mantappa and property no. 18 is Gopal Talkies. It is true that my father died as on 25-12-1992. It is true that after the death of my father I have filed a suit for partition against my mother and brothers in O.S. 7674/1999 as per Ex.O. 1. As per the said suit A schedule property described as Y. Muniswamappa complex situated at site no. 43 to 46 of Mattikere Extension. It is true that YMS Kalyana Mantapa in property no. 17 of Yeshwanthapura is B schedule property. It is true that acquired property involved in this case is property bearing no. 18 in consisting of Gopal Talkies . It is false to suggest that property consisting of Gopal Talkies not included in the plaint schedule in O.s. 7674/1999. On seeing the plaint schedule at Ex.O. 1, the witness said property no. 18 is not included in O.S. 7674/1999. It is true my father Y. Muniswamappa had 1/10th share in B schedule property ie., property no. 17. It is true that as per the Will executed by my father said 1/10th share has been bequeathed to me under a registered Will. It is true that I am getting my share of 1/10th from said property regularly till this date. It is false to suggest that I do not have any right , title and interest over property no. 18 of Yeshwanthapura.

2. It is true that my brothers have challenged the Judgment and Decree passed in O.S. 7674/1999 before the Hon'ble High Court

of Karnataka in RFA No. 742/2009. It is true that the said RFA No. 742/2009 ended with compromise between me and my brothers. It is true that I have produced the photostat copy of the judgment passed RFA No. 742/2009 as document no.2 while filing my objector application. It is true that in the said judgment of Hon'ble High Court of Karnataka at para no. 6 it has been ordered that " it is made cleared that first respondent Smt. Umadevi is entitled to receive only a sum of Rs.42,00,000/- (Rupees Forty Two Lakhs only), in LAC 17/2014 in full and final settlement of her claim in respect of the Usafracts of the B schedule property and the compensation in respect of acquired portion of the property no. 18 Tumkur Road, Yeshwantpura, Bengaluru 560 022." It is true that in LAC 17/2014 I have received one cheque for Rs.27,72,000/- on 30-10-2017 and received Rs.14,28,000/- in LAC 98/2014 as on 30-10-2017 . It is false to suggest that as per the order of the Hon'ble High Court of Karnataka I have received entire amount give to me. I have not approached the BBMP for compensation. It is false to suggest that as I have no right over the property no. 18, I have not filed any application before the BBMP either claiming compensation or reference to the court for enhancement of compensation. It is false

to suggest that I am not entitled for any share in the amount involved in this case .

**Re-examination: Nil.**

(Typed to my dictation in open court, as the deposition is proceeded with).

R.O.I. & A.C.

(Padma Prasad)  
II Addl. City Civil & Sessions  
Judge, and Spl. Judge,  
Bangalore City.