

Witness is present and duly sworn on 24.06.2024

Examination-In-Chief by Sri. ANG Advocate for Defendant:

I am the Defendant in this case. Today, I am filing my affidavit in lieu of my examination-in-chief. The contents of the said affidavit are true and correct to the best of my knowledge, belief and information and it bears my signature.

I am producing the following documents,

Ex.D.1	Authorization letter.
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(At this stage further examination in chief is deferred at the request of counsel).

(Typed to my dictation in the open court)

ROI and AC

(VEENA N.)

XL Addl. CC & SJ, Bengaluru.

Witness is present and duly sworn on 09.07.2024

Further Examination-In-Chief by Sri. ANG Advocate for Defendant:

I am producing the following documents,

Ex.D.2	True copy of clarification letter given by the defendant to plaintiff
Ex.D.3	True copy of Constitution of Evaluation Committee order dated 16.03.2007.
Ex.D.4	True copy of Chief Engineer approval for opening price bid dated 23.05.2007.
Ex.D.5	True copy of Extension of validity of tender dated 5.07.2007.
Ex.D.6	True copy of the reply to the extension letter 6.07.2007.
Ex.D.7	True copy of Reply from plaintiff to D.NO.4 dated 6.7.2007
Ex.D.8	True copy of plaintiff letter to D.No.4 extending validity of Bank guarantee.
Ex.D.9	True copy of minutes of PFC held on 19.07.2007.
Ex.D.10	True copy of approval of work order to plaintiff dated 27.07.2007.
Ex.D.11	True copy of Agreement extract
Ex.D.12	True copy of Bar chart furnished by plaintiff dated 19.9.2007.
Ex.D.13	True copy of progress report dt 3.04.2008
Ex.D.14	True copy of letter from D.No.3 to plaintiff dt 8.12.2008.
Ex.D.15	True copy of slow progress letter from D.No.3 to plaintiff dt 27.01.2009.
Ex.D.16	True copy of letter from D.No.3 to plaintiff dt

	5.05.2009 regarding non availability of site Engineer.
Ex.D.17 to 21	True copy of 5 tender drawings
Ex.D.22	True copy of levy of compensation order dt 27.01.2011.
Ex.D.23	True copy of office order dt 8.05.2013.
Ex.D.24	True copy of report of committee on statutory appeal dt 12.08.2013
Ex.D.25	True copy of letter from plaintiff to D.No.3 dt 4.08.2007
Ex.D.26	True copy of defendants reply on labor camp dt 3.09.2007.

Cross examination is deferred at the request of plaintiff counsel.

(Typed to my dictation in the open court)

ROI and AC

(VEENA N.)

XL Addl. CC & SJ, Bengaluru.

Witness is present and duly sworn on 27.11.2024

Cross Examination by Sri. RR Advocate for Plaintiff:

I am the Group Head of Construction and Maintenance Division at ISRO. I am authorized by my department to represent this case. It is true to suggest that Ex.D.1 is issued by one B.N. Ramakrishna and not by the other defendants. DW1 volunteers that he is my reporting officer. Since October-2008, I am working in this division. The said Ramakrishna retired on 31.10.2024. It is false to suggest that I am not aware of the facts of the case. Ramakrishna worked as Director since March-2022. It may be true that Ramakrishna was not aware of the facts of the present suit. It is false to suggest that I have no personal knowledge about the contract work undertaken. It is true to suggest that the plaintiff had taken contract work from our department. It is true to suggest that as per Ex.P.1 tender work was commenced. It is true to suggest that the tender work was announced in the newspaper dtd:22.01.2007. It is true to suggest that the plaintiff paid the earnest money and participated in the tender bid. It is true to suggest that the plaintiff also participated in the pre-bid meeting. It is true to suggest that the plaintiff was the successful bidder in the tender. It is true to suggest that in the written statement we have pleaded that as per clause-25 of agreement any claim should be addressed

before Chief Engineer of our department. DW1 volunteers that as per clause No.25 there is an arbitration clause. It is false to suggest that the work was undertaken under the supervision of Chief Engineer and all the correspondences were made to Chief Engineer. DW1 volunteers that the agreement was in between the Engineer Incharge and Contractor and the work was undertaken by contractor as per drawing.

(Further cross examination is deferred).

(Typed to my dictation in the open court)

ROI and AC

(VEENA N.)

XL Addl. CC & SJ, Bengaluru.