

Witness present and duly sworn on 12.7.2024

Further cross of PW1 by Sri.BNN Counsel for accused

If it is suggested that have I produced bank statement to show that I received Rs.25,000/-each on 7.9.2020 I would say that since the application filed by the accused has been closed as kept in abeyance I did not produce it. If it is suggested that have I any hurdles to produce my bank statement to the court I would say that as on the date of transaction of this case my account was not there. Witness volunteers that it was opened subsequently. It is false to say that the accused has transferred Rs.25,000/-twice to my Canara Bank account. If it is suggested that which bank account that was closed at the time of payment of said Rs.25,000/- twice I would say that I do not remember. It is true to say that I have filed another case in CC No.57100/2022 before this court against one Subramanya. It is true to say that I have not produced any document till today to show that I had Rs.15lakh as on 16.1.2020. If it is suggested that I have filed a civil suit before the Palamaneru Court for recovery of the money based on this cheque I would say that I filed that case in Punganoor before Principal Civil Judge. It is false to say that I have not stated in my complaint, notice or chief that I have paid money in the presence of witnesses stated in Ex.P6. If it is suggested that have I charged 2% of interest as per Ex.P6 I would say that

whether in this case or in that original suit and I have not charged in this case. It is false to say that since I did not pay any money to the accused I have not charged any interest. It is false to say that the name, date and amount in Ex.P1 are in one ink and the signature is in another ink. Witness volunteers that the same was brought by the accused and handed over to me. If it is suggested that who has written the writings on the cheque at Ex.P1 I would say that the accused himself had brought filled cheque. It is false to say that the cheque in question pertains to the year 2013. It is false to say that the accused had borrowed Rs.5lakh from me and in that collection he had issued 3 cheques towards security. It is true to say that out of the said 3 cheques my daughter Smt.Anusha has encashed one of the cheques bearing No.944968 for Rs.5lakh. Witness volunteers that not out of those three cheques, the said cheque only issued by the accused to my daughter. If it is suggested that the cheque encashed by my daughter and the cheque in question belongs to same series I would say that I do not remember the cheque number and hence I cannot say on it. It is false to say that the signature of the accused on Ex.P1 is made by him in the year 2013. It is false to say that the other contents of the cheque in question is filled by me in the year 2022 during September month. I have no objection to send those hand writings to FSL. It is false to say that the demand notice sent to the accused is not served on him. It is true to

say that I have not produced postal acknowledgment showing its service on the accused. It is true to say that I have not produced any document to show that I received Rs.2,60,00,000/- at any time. Witness volunteers that I will produce the said document. It is false to say that the accused has repaid the loan borrowed from me and the cheque in question and another cheque of the accused is in my possession. It is false to say that in order to extract money from the accused and to make him travel between Punganoor and Bangalore though I filed civil suit there I filed this complaint here.

Re-examination: Nil.

(Typed to my dictation in the Open Court)

R.O.A.I.C.

XXXIII ACJM, BENGALURU.