

**M.C.O.C. SPECIAL CASE NO. OF 21/06****DATE:- 30<sup>th</sup> June, 2010****EXT.No.435****DEPOSITION OF WITNESS NO.10 FOR THE PROSECUTION**

I do hereby on solemn affirmation state that:

My Name : Kishor Dattatraya Mhatre

Age : 51 years

Occupation : Unemployed

Res. Address : Agashi Mhatre Wadi, Taluka Vasai,  
Virar(W), Mumbai -401 301.

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**EXAMINATION-IN-CHIEF BY SPP RAJA THAKARE FOR THE STATE.**

1. The incident took place on 11/07/06. At that time I was working in Alstom Project India Limited as draftsman and marketing Engineer. I used to leave my office at about 7-7.15 a.m., and after office hours I used to catch the 5.19 p.m. Churchgate Virar local train. I had a first class pass.

2. On 11/07/06 I similarly boarded the 5.19 p.m. Churchgate Virar local train in the first class compartment that was the first from the motorman cabin. I had a seat. At Borivali I got up and gave my seat to another person. I put my bag on the luggage rack and stood near holding the luggage rack. After the train left the Mira Road station I thought that I heard a loud explosion and I was thrown and then I lost consciousness. I faintly remember that a friend of mine came near me, shook me and then he picked me up and took me to some small hospital. My right hand was fractured and it was hanging loose from some distance from the elbow. I had injuries on my left hand, left fore arm, left leg etc., There were multiple fractures to my

right hand and it was required to be operated twice and two rods are inserted. The left hand was also operated. I had injuries on my head, which was stitched. There were injuries on my back portion. I was then taken to Bhakti Vedant Hospital at Mira Road(E) for 8-9 days and thereafter to Jaslok Hospital, where I was admitted for about 18-19 days.

3. When I became somewhat conscious, I realized that I was half out of the train on the floor and there were two-four bodies on me. After that I had to leave my job because I was unable to work because of the injury and loss of hearing by the right ear. Police took my statement in the hospital.

**Cross-examination by Adv. Mokashi for A/1, 4, 5 and 6, Wahab Khan for A/2, 7, 10 and 13, Patankar h/f P. L. Shetty for A/3, 9, 11 and 12 and A/8 in person**

4. Declined.

**No re-examination.**

**R.O.**

**Special Judge.**

**Date:- 30.06.10**

**(Y.D. SHINDE)  
SPECIAL JUDGE  
UNDER MCOC ACT,99,  
Gr. MUMBAI.**