

**M.C.O.C. SPECIAL CASE NO. OF 21/06****DATE: 5TH JULY, 2011****EXT. NO.1138****DEPOSITION OF WITNESS NO.112 FOR THE PROSECUTION**

I do hereby on solemn affirmation state that:

My Name : Dr. Mukesh Shamrao Ghuge

Age : 45 years

Occupation : Medical practice

Res. Address : 1103, Fortune Height Society, L.J. Road, Mahim,  
Mumbai-6

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**EXAMINATION-IN-CHIEF BY SPP CHIMALKAR FOR THE STATE.**

1. I have passed the MBBS examination and I was working as lecturer in Forensic Medicine in L.T. M.G. Hospital at Sion since 1993 and was so working in 2006 also. I had conducted post-mortems on 12/07/06 and 13/07/06 on 15 bodies of the persons who had died in the train blasts at Mahim and other places. I am producing the original post-mortem reports. The cause of death of all those persons was shock following multiple injuries in a case of bomb blasts. I and my junior Dr. Sapna had conducted the post-mortems. All the post-

mortems bear my name, some of them bear my signatures and some bear the signatures of Dr. Sapna. All the certificates about cause of death bear my signatures. Their contents are correct. (They are marked as **Exts.1139 to 1170** including report from FSL **Ext. 1152** and office copy of forwarding letter **Ext. 1153**). The dead body in Ext. 1165 was initially not identified, hence, it was written as unknown in the memorandum of post-mortem. I received a letter subsequently from the ATS on 10/10/06 informing me that that person's name is Salim. Therefore, I made the correction in the memorandum of post-mortem examination and in the cause of death certificate under my signature.

**Cross-examination by adv P. L. Shetty for A3, 8, 9, 11 and 12**

2. I may have done about 4000-5000 post-mortems before July 2006 in the same hospital. I and Dr. Sapna had conducted all the post-mortems jointly. We required about 40 minutes to one hour to complete the post-mortem of one body. I and Dr. Sapna used to do the post-mortem of one body at a time together. We may have conducted the post-mortems one after the other or two or three bodies simultaneously for noting the external injuries. Dr. Sapna had

passed MBBS, was doing Diploma in Gynecology and was working in our department. Some other doctors might have assisted us during the post-mortems. In the post-mortem of Raman Kutti, Ext.1151, Dr. Dere had assisted. None of the post-mortems are done individually by me, Dr. Sapna or Dr. Dere. Poly-trauma means multiple injuries.

3. Ext.1165 is in my handwriting. It was performed and prepared on 13/07/06 itself. I cannot say when I started the said post-mortem and when it was finished.

(Adjourned for recess).

**Date : 11/07/11**

**Special Judge**

**Resumed on SA after recess.**

4. Ext. 1166 is in the handwriting of Dr. Sapna. It is a carbon copy. The original goes with the disposal of the body. I do not know whose signature in ink is at the bottom of the said certificate. The certificate was prepared on 13/07/06. I say this on the basis of the date and time mentioned in the column of the date and time of the post-mortem examination. I do not know when this body was given for disposal. I cannot say when the memorandum of post-mortem examination and the cause of death certificate Exts.1165 and 1166

were handed over to the police. The endorsement on the top left corner of Ext.1165 is in my handwriting and under my signature. It was roughly made after 10/10/06. I cannot tell the exact date. I am saying this on the basis of the date put below the correction in the cause of death certificate, photocopy of which is with me. It is true that there is no endorsement of correction in Ext.1166.

5. In some cases we can identify whether the person was a Hindu or a Muslim. I identified this person as a Hindu at the initial stage. No police officer personally met me in connection with the endorsement in the left hand corner of Ext.1165. I made that endorsement on the basis of the correction made by Dr. Sapna in the cause of death certificate. I cannot say whether the police collected Ext. 1165 after I made the endorsement. I did not personally hand it over to the police. The opinion given in the cause of death certificate is the confirmed opinion and is not provisional. Viscera was not preserved in this case. The body was half upper portion, with 1/3<sup>rd</sup> of the chest, front portion of the face and neck. It is described in paragraph no. 17 of the memorandum. I do not remember whether Dr. Sapna wrote the word Hindu in Ext. 1166 or I suggested it to her. It is true that it is not so

mentioned in Ext. 1165. (Witness is shown copy of the memorandum of post-mortem examination at pages no. 633 to 642 from the chargesheet. Hence, it is marked as **Ext 1171**). It is true that the endorsement as made in Ext. 1165 is not found in this document. Inquest panchanamas of all the dead bodies were received with the dead bodies. It is true that the original memorandum of post-mortem examination and cause of death certificate was with the hospital and I produced it today. I do not know to whom the said dead body was handed over and when. I have not come across any correspondence from the police in connection with this body. It is true that in the inquest panchanamas police have written that the persons have died because of bomb blasts injuries. I do not remember whether religion of that body was mentioned in the inquest panchanama. I cannot say on what basis I first identified the body as of a Hindu. It is not true that I am deposing falsely to oblige the police.

**Cross-examination by adv Wahab Khan for A2, 7, 10 & 13**

6. I am aware that there was some correspondence with the police after the post-mortem on this body. ADR and inquest panchanama are sent with the dead body. It is not true that FIR was

also sent. We used to receive 5-6 unknown dead bodies in the hospital every month. In case of identified dead body, it is so mentioned in the ADR, inquest panchanama or statement of a relative. It is not true that they are returned after the post-mortem with the body. It is true that the correspondence by the police was addressed to the dean of the medical college. (Witness is shown the letter at page no. 217 of the chargesheet). It is true that this letter was addressed to the dean. (It is received in evidence and marked as **Ext. 1172** as per the request of learned advocate). It was in connection with body no. 31. I am not aware whether there were two rival claimants for that body. I have not seen copies of the statements of such claimants. It is not true that the endorsement on Ext. 1165 was made just before entering the witness box to help the police. Dr. Sapna is not in service. I do not know whether she is available or not.

**Cross-examination by Adv Rasal for A/1 and 4 to 6**

7. (Witness is shown letter at page no. 621 of the chargesheet). This letter was received by someone in my department. (It is received in evidence and marked as **Ext. 1173** as per the request of learned advocate). It was received on 16/10/06 as per the endorsement in the

margin. It is true that the memorandums Exts. 1141, 1145, 1147 and 1149 are in the handwriting of Dr. Sapna. It is true that they do not bear my handwriting at any place. My name on the first page is also in the handwriting of Dr. Sapna. It is true that the four bodies were received at 8.00 a.m. and the post-mortem was completed at 9.00 a.m. I have not done any special course in forensic science.

No re-examination

R.O.

**Special Judge**

**Date:-11/07/2011**

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

“ Taken before me and signed by me in the presence of the accused, to whom the deposition was explained and opportunity given to cross examine”.

**Special Judge**

**Date:-11/07/2011**

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