

M.C.O.C. SPECIAL CASE NO. 21 OF 2006**DATE: 12TH AUGUST, 2011****EXT. NO.1344****DEPOSITION OF WITNESS NO.130 FOR THE PROSECUTION**

I do hereby on solemn affirmation state that:

My Name : Vilfred Walter Naronha
Age : 34 years
Occupation : Teacher
Res. Address : EG/9, Ground floor, Ibrahim Tower, Station Road,
Bhayandar (W), Dist-Thane

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

1. I boarded the train at Mumbai Central. I do not know the exact time, but it may be after 4.30 or 4.45 p.m. At that time I did not know that it was the 5.19 p.m. Churchgate Virar fast local. I do not know at what time it reached Churchgate. I had boarded that train at Mumbai Central for going to Churchgate and by the same train I was to go to Bhayandar. I teach in St. Mary's School, Mazgaon. It was my normal practice to take the train to Churchgate and then to take a train for going to Bhayandar.
2. I was sitting on the 4th row window seat from Virar side. It was a

row of three seats. It will be correct to say that after reaching Churchgate I came to know that it was a fast train going to Virar. I continued to occupy the same seat till I got up at Mira Road. There were two doors from the side I boarded the bogie. I boarded the bogie from the door that was towards Virar side. There are four rows of three seats each facing each other in between the two pairs of doors. That was the central portion of that bogie. There are two rows of seats on the other sides of both pairs of doors. One row out of them is of seven seats and there are two rows of three seats opposite it. I boarded the train from platform no. 4 at Mumbai Central. After entering the bogie, the central portion was on the right side and the compartment containing the row of seven seats was on the left side. There are windows on both sides in between the two sets of rows in the central portion. There are also windows on both sides in the compartment containing the row of seven seats. As soon as I entered the bogie I turned right and occupied the window seat on the row that was the fourth from the right side. It did not happen that after entering the train I turned left and occupied the window seat. I do not know whether I stated so to the police when I gave my statement. (Witness

is confronted with the relevant portion from his statement. Hence, it is marked as 'A'). I cannot assign any reason why it is so written in my statement. My statement was recorded twice, once in the hospital by a policeman and once by an ATS officer at my house. I cannot tell their names. It was in the month of August that the ATS officer recorded my statement. (Id adv calls upon the prosecution to produce the statement that was recorded earlier. Ld SPP submits that there is no such statement). The ATS officer had come with the laptop and the first one was written by hand.

3. The train halted at Churchgate for about 4-5 minutes before it started for Virar. I do not know at what time exactly it left, but it was the 5.19 p.m. Virar fast train.

Cross-examination by Shetty h/f Wahab Khan for A2, 7, 10 & 13

4. Declined.

Cross-examination by adv Rasal for A1 and 4 to 6

5. Declined.

No re-examination

R.O.

Special Judge

**(Y.D. SHINDE)
SPECIAL JUDGE**

MCOC SPL.21/06

PW 130/4

Ext.1344

Date:-12/08/2011

**UNDER MCOC ACT,99,
MUMBAI.**