

**M.C.O.C. SPECIAL CASE NO. OF 21/06****DATE: 13<sup>th</sup> July, 2010****EXT.No.490****DEPOSITION OF WITNESS NO.20 FOR THE PROSECUTION**

I do hereby on solemn affirmation state that:

My Name : Bharatlal Sukhdev Mandal  
Age : 42 years  
Occupation : Mukhiya  
Res. Address : Basupatti Paschimi, Mansipatti village, Tal &  
Post-Basupatti, Dist. Madhubani, Bihar.

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

1. I am the mukhiya of Basupatti Paschimi. I am elected as mukhiya in the grampanchayat elections in 2006. On 10/10/06 Mumbai police had come to me for inquiry whether a person by name Kamal is residing in our grampanchayat area and to obtain a certificate about it. I knew that person. I will be able to identify him. He is present in the court. (Witness points to the accused no.1 sitting in the dock, who is made to stand up and tell his name, which he states as Kamal Ahmed Mohd. Vakil Ansari). He is the same person. I saw the voter's list and on its basis gave the certificate and also gave the zerox copy of the voter's list. The certificate now shown to me is the same, it is in my handwriting, it bears my signature, the seal of the grampanchayat and its contents are correct. (It is marked as **Ext.491**). The second certificate now shown to me is the same, it is in my handwriting, it bears my signature, the seal of the grampanchayat and its contents are correct. (It is marked as **Ext.492**). The third one is a zerox copy of the voter's list which I have certified as true copy. It bears my signature and stamp and its

contents are correct as per the original. (It is marked as **Ext.493**). Those police took my statement.

**Cross examination by adv Mokashi for A/1, 4,5 & 6**

2. It is true that there are fourteen other grampanchayat members with me in the grampanchayat. There are different wards in our grampanchayat. It is necessary to take the consent of all members for the decisions taken by the grampanchayat or the mukhiya. It is not true that it is necessary to consult other grampanchayat members before issuing any certificate. It is not true that I gave the certificates in my private capacity. It is true that I did not consult other grampanchayat members before issuing the certificates. It is not true that no police officers from Mumbai had come to me on 10/10/06 that I did not give any certificates to the police, that I deposed falsely on the say of police. I cannot say whether the accused no.1 is a very good gentleman. I do not know whether other than this case there is no other criminal case against him. It is true that there is no complaint in the grampanchayat about involvement of accused no.1 in any criminal act since I know him. I am a native of that village since forty-two years.

**Cross examination by advs Salunkhe h/f Wahab Khan for A/2,7,10 &13, P.L Shetty for A/3, 9, 11 and 12 and S.D.Erande for A/8**

3. Declined.

**No re-examination.**

**R.O.**

**Spl. Judge  
Date:- 13/07/10**

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