

M.C.O.C. SPECIAL CASE NO. OF 21/06

DATE: 8th September, 2010

EXT.No.573

DEPOSITION OF WITNESS NO.37 FOR THE PROSECUTION

I do hereby on solemn affirmation state that:

My Name :Mrs. Shweta Narayan Ambede
Age :23 years
Occupation :Pathology Technician
Res. Address : Room No.C/6,Jay Ambe Nivas, Kandivali (E),
Mumbai-101

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

1. In the year 2006 I was working in Karnik Pathology Laboratory at Borivali(E). My duty hours were from 8.00 a.m. to 5.00 p.m. The incident took place on 11/07/2006. At about 5.15 to 5.30 p.m. I left office for going to the Borivali Railway Station. I caught the 6.21 train on platform no. 2 going to Kandivali. I was in the first ladies compartment on the Virar side. I was standing at the door as I was to get down at Kandivali. At that time a train going towards Virar came on platform no.4 and I heard a loud sound and saw fire. People on all the platforms started running here and there. My train did not start and all passengers got down on the platform no.1. I sustained bleeding injury on my right leg and I could not walk. Police took

me to the Bhagwati Hospital. I was treated there and then I went away from there with my friend. I went by auto-rickshaw from Borivali (W) to my house in Kandivali where I reached at 7.30 p.m. My injury was still bleeding, therefore, I went to the Saibaba Hospital in Kandivali. On that day dressing was done, but the bleeding did not stop. Therefore, on the next day x-ray was taken and it was found that there was a metal piece in my leg. On that day second operation was done on my leg and the doctors gave the metal piece to my father. Thereafter police took my statement.

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

2. Absent. (Accused submit that their advocate is coming in a short time).

Cross-examination by Adv Wahab Khan for A/2, 7, 10 & 13,

3.

4. Absent. (Accused submit that their advocate is coming in a short time).

Cross-examination by Adv P. L. Shetty for A/3, 8, 9, 11,12

5. I was admitted in the hospital for ten days from 11/07/2006 to 20/07/2006. Before being admitted to the hospital, I had gone home. Dressing was done at the Bhagwati Hospital first and I left the hospital.

Q. Did you leave the Bhagwati Hospital against medical advice?

A. The doctors at Bhagwati Hospital did not tell me that I should get admitted there.

As the doctors said that I should go home, I went home. I was operated twice in the Saibaba Hospital. Once, after I was admitted there at 8.00 p.m. on 11/07/2006 and secondly, after the x-ray on the next day. The metal piece was removed on the next day. I did not see the metal piece at that time. The doctor gave the metal piece to my father on the same day. I came to know about it on the same day, i.e., on 12/07/2006. Police took my statement on 11/07/2006. My second statement was recorded on 13/07/2006 after the metal piece was removed. (Ld Adv for the accused calls upon the prosecution to produce the statement dated 11/07/2006 as it is not in the record. Ld SPP submits that no statement was recorded on 11/07/2006). I had read the statement that was recorded on 13/07/2006. I had told the police when I gave my statement that I was operated upon twice. I do not remember whether I stated to the police that after x-ray there was an operation, that metal piece was removed from my leg and the doctor gave it to my father. I stated to the police that even after the treatment at Bhagwati Hospital, as my wound was bleeding, my father took me to Saibaba Hospital. I cannot assign any reason why all these things are not written in my statement.

(Cross-examination by Advs Rasal and Wahab Khan deferred as they are

absent and the accused request for keeping back the matter. Ld SPP requests permission for interposing another witness to which ld Adv Shetty has no objection).

Date :08/09/2010

(Y.D. SHINDE)
SPECIAL JUDGE

Resumed on SA

**Cross-examination by Adv Rasal for A/1 and 4 to 6 and Wahab Khan
for A/2, 7, 10 & 13,**

6. Declined

No re-examination.

R.O.

**Spl. Judge
Date:- 08/09/10**

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