

M.C.O.C. SPECIAL CASE NO. OF 21/06**DATE: 8TH APRIL, 2011****EXT.NO.885****DEPOSITION OF WITNESS NO.86 FOR THE PROSECUTION**

I do hereby on solemn affirmation state that:

My Name : Jagannath Tukaram Golhar
Age : 54 years
Occupation : Service (HC-951, Byculla PS)
Res. Address : Room No. A/41, Old Police Line, Kalachowki,
Mumbai-33.

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

1. I was attached to the ATS office, Kalachowki from 29/07/06.
ACP Patil gave me a letter dated 27/10/06 at 1.00 p.m. on 30/10/06 for being taken to the FSL, Kalina. He gave me a khaki sealed envelope for being taken to the FSL with the letter. I took an entry in the station diary and went to the FSL at Kalina. I handed over the letter and the envelope to the receiving clerk and obtained his signature and stamp on the office copy of the letter. It is the same now shown to me. It bears the signature of ACP Patil and the signature and the stamp of the receiving clerk of the FSL, Kalina. (It is marked as **Ext.886**). I will be able to identify the envelope. Art-282D

now shown to me is the same. It was closed and sealed when I took it. ACP Patil took my statement about this.

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

2. My statement was recorded on 30/10/06. Head constable Ghag, who was muddemal in-charge, handed over the envelope to me. It did not happen that the letter was given to me on 27/10/06. I was not given the letter on 27/10/06 and directed to take the envelope on 30/10/06 in my custody and to take it to the FSL, Kalina. I did not state to ACP Patil that the letter was given to me on 27/10/06 and I was directed to collect it on 30/10/06 and to take it to FSL, Kalina. (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. The store in-charge HC Ghag took out the envelope from a cupboard and gave it to me. (Learned advocate asks the witness to see if he can read the letters on the lac seals). I am not able to read the letters on the lac seal.

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

3. It is true that when I was in the ATS, I have reached articles to the FSL, Kalina many times. I do not today remember which officer

gave me which article on what date for being reached to the ATS. It is true that as many days have gone by, I read my statement and therefore I am able to state about the dates. I read it 2-3 months before today. PI Mohite of ATS had given it to me. At that time two more policemen were with me. They were also given their statements for reading. One of them was of the ATS and one was of the railway police.

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

4. Declined.

No re-examination

R.O.

Special Judge

Date:-08/04/2011

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