

P.W. No. 2 on S.A. :

Name : Virendra Motiram Yadav.
Age : 43 years.
Occupation : Service
Residing at : Canal Road, SMC Awas, Room No.4, Bldg. No.6,
Surat.

Examination-in-chief by Ld. A.P.P. Smt. P. S. Patil for the State :-

1. I was called by the concerned Police Officer of Randher Police Station for the purpose of panchanama. A person named Agarwal was there. He was checked and searched in my presence and my signature was taken. Now I am shown the copy of panchanama at page No.234. It bears my signature. The contents therein are true and correct. (Learned APP requested to give exhibit to this document. She submitted that the original papers are not available and such report is filed by the concerned Police Station. So this document be exhibited by way of secondary evidence. Learned Advocate for accused took strong objection and submitted that it is not original panchanama and hence, it cannot be exhibited. It appears from the record that the concerned Police Station has filed a report whereby it is informed that the original documents are not traceable. So far it is for the prosecution to take steps if the original record is not made available by the Investigating Authority and in this case by Randher Police Station. Mere that statement without further steps and clarifications cannot be a ground for this Court to admit this document in evidence).

C.C. No. 388/PW/2023

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Exh. 104

(Learned APP submitted that she will take appropriate steps)

R. O. & A. C.

Sd/-

(Abhijit R. Solapure)
Addl. C. J. M., 47th Court,
Esplanade, Mumbai.

Date :16.01.2026