

**DEPOSITION OF WITNESS NO.06 FOR THE
PROSECUTION**

I do hereby on solemn affirmation state that -

My name is : Manish Umashankar Mishra,
Age : 31 Years, Occu.- Journalist,
R/o.: Samarvarni, Silvassa.

Examination-in-chief by Ld. A.P.P.
Mr. P. G. Patel, for U.T. -

1] Since the year 2014, I am working as press reporter in English fortnightly newspaper namely U.T. Mirror and daily newspaper namely The Gram Today and magazine namely Rashtra Samvad and the news correspondent for the channel namely JK 24x7. One video was uploaded on 22.10.2021 on my YouTube news channel by name Kamya News Network. The said video was of the speech given by Mr. Umesh Babubhai Patel. The said speech was given in the campaign for the By-Election of Member of Parliament for D&NH Constituency in support of Shiv Sena candidate Ms. Kalaben Delkar. I have seen the said uploaded video. By watching at the said video, I cannot tell as to from which place it was recorded. It did not happen that I was present when the said speech was delivered in person. It did not happen that I recorded the said video in my mobile handset and then, uploaded on the YouTube.

The witness is not supporting the prosecution case and hence, Ld. A.P.P. seeks

permission to cross examination of witness.

Permission granted.

Cross examination by Ld. A.P.P.

It is not true to say that I was present in person on 22.10.2021 in the election campaign arranged at village Dapada, Sadakpada. It is not true to say that myself recorded the said speech video of the present accused in my mobile handset. It is not true to say that 175 - 200 persons were gathered for the said meeting / election campaign. It is not true to say that portion marked as "A" now read over to me from my police statement is as per my say. It is not true to say that in order to save the accused, I am deposing false.

Chief complete.

Cross-examination by Ld. Adv. Mr. S. R. Rakshe, for accused -

1] There was some remark in the alleged speech in respect of the suicidal death of the earlier Member of Parliament Mr. Mohanbhai Delkar. After the news of the suicidal death of Mr. Mohanbhai Delkar, there was no any disturbance in public law and order in this territory. It is true that there was no issue of law and order in area of U.T., after the delivery of alleged speech. In the said by-election, Ms. Kalaben W/o. Mohanbhai Delkar was winning candidate. Even in the 02 years tenure of Ms. Kalaben Delkar as Member of Parliament, there was no issue of law and order in the U.T. regarding the death of Mr.

Mohanbhai Delkar. The suicidal of Mr. Mohanbhai Delkar was at Mumbai. I do not know whether on the strength of suicidal note, whether offence was registered in Mumbai or not. I do not have any legal knowledge whether any legal proceeding took place on the basis of said suicidal note or not.

Cross complete.

No Re-examination.

Before Me,

R.O.A.C.

Date : 17/10/2024.
Silvassa.

(Mr. A. A. Bhosale)
Chief Judicial Magistrate,
D.&N.H., Silvassa.