

written complaint from the said Smti MV Jayalakshmi and I was arrested. Of course, I was released on bail within few hours on the very same day.

In my defence I produced the following documents in support of my case:-

1. Copy of power of attorney executed by Smti Kunti Devi, w/o Shri Brij Pal Singh, R/o New Pahar Gaon, Port Blair, appointing Shri Kishen Singh, S/o late Sis Pal Singh, R/o School Line, her Attorney in respect of her house site bearing survey No. 17/1/1/2 situated at School Line.
2. Copy of letter dated 04-04-2008 of Smti Kunti Devi, W/o late Brij Pal Singh addressed to Dy. Commissioneer, South Andaman, Asstt. Commissioner, South Andaman and Tehsildar, Port Blair requesting to remove encroachment committed on her house site bearing sy. No. 17/1/1/2 situated at School Line.
3. Copy of my (Govind Ram's) letter dated 19.05.2008 addressed to the Chief Secretary, A&N Admn., Port Blair.
4. Copy of leaflet of ICICI Prudential Life Insurance bearing the signature of Smti MV Jayalakshmi, W/o Shri R. Vasantha Kumar, R/o Minnie Bay.

AND the following witnesses:-

1. Shri Mohammed Zakir, Light Vehicle Driver, Directorate of Tribal Welfare, A&N Admn, Port Blair.
2. Shri Kishen Singh, Hindi Translator, O/o the Chief Engineer & Administrator, AHLW, Port Blair.

The analysis and assessment of the evidence on record:-

The documents taken on record by the Inquiry Officer are the same as mentioned in Annexure -III of the Charge Sheet, again cited as P-1, P-2, P-3 and P-4 in the Presenting Officer's brief. The document P-1 is the FIR and P-2 is the Complaint based on which the FIR was registered at Police Station, Aberdeen. These two documents essentially need to be admitted by the complainant (so called victim) in her deposition before the Inquiry Officer to bear the force of evidence for sustaining the charge. In the instant case the complainant, who is listed as State Witness No.1 in Annexure-IV to the Charge Sheet, inspite of ample