



NIMS SCHOOL
OF LAW

in association with

BAR COUNCIL
OF INDIA



ALL-INDIA INTER-UNIVERSITY MOOT COURT COMPETITION

Moot problem subject
for

4th round

CRIMINAL LAW

IG: @nismootcourt
law.nimsuniversity.org

+916376392508
mootcourtbci2022@nimsuniversity.org

MOOT Problem No. 4
For Final Round

TABLE OF CONTENTS

MOOT PROPOSITION	3
SCENE OF OFFENCE-PANCHANAMA.....	5
FINAL REPORT OF THE INVESTIGATING OFFICER.....	6
ANNEXURE-1.....	10
ANNEXURE-2.....	14
ANNEXURE-3.....	15
ANNEXURE-4.....	16
ANNEXURE-5.....	17
ANNEXURE-6.....	18
ANNEXURE-7.....	20
ANNEXURE-8.....	22
ANNEXURE-9.....	24
ANNEXURE-10.....	25

MOOT PROPOSITION

- 1) Nirav Mallaya and Karan Chombeshwar are two famous artists who jointly own the Renaissance Gallery in Lolpur. Nirav Mallaya was the son of a prolific artist named Han Gogh. He was expected to become the best artist in his generation. However, Karan Chombeshwar's work was widely appreciated and he received commissions from various organizations to outsource his work. He prepared the concept art for media houses like Walt Disney and Lucas Films.
- 2) The gallery was known to host auctions amongst various dignitaries and clients from across the globe. Karan Chombeshwar's and Nirav Mallaya also auctioned their works in the gallery. Karan Chombeshwar's paintings received higher bids, whereas NiravMallaya's paintings received relatively lower bids.
- 3) In 2015, Karan married Rhea who was 31 years old at that time. Previously Karan married Geetha Devi and they subsequently had a breakdown of marriage, since she was upset with him bringing his office work home every day as well as consuming certain substances which made him unstable.
- 4) On 2018, Karan Chombeshwar's announced that all proceeds from his paintings will go to charitable organizations which specifically dealt with under privileged children. Furthermore, he later announced that he along with his sister Shakira were starting a new foundation to financially support struggling artists belonging to the LGBTQ community. Hearing this, Rhea was disturbed with Karan's decision. Previously, Karan had enlisted Rhea as a nominee for his life insurance claim during the initial days of their marriage. However, his activities in the recent course of events indicated that he wished to donate his property towards charity after his death. In 2016, Karan was diagnosed with a heart condition and thus he had a pacemaker embedded and was assisted by Rhea since she was a doctor.
- 5) Over a period of time, Rhea and Nirav started to meet on regular basis in the gallery and discussed about their personal lives.
- 6) The next auction was on 17th of December, 2020 for which Karan had to add final touches to the painting which was to be auctioned. Karan announced that his famous painting 'Mariposa under a spell' was chosen to be the highlight of the Annual Fundraising Auction which was scheduled to be held at the end of December. NiravMallaya's paintings,

including 'To father, with love' and 'Golden Poison' were also announced as the signature paintings to be listed for auction.

- 7) On 16th December 2020, Rhea gifted a limited edition 'PlontManc Tech-Pen' to commemorate Karan's successful 30 years in the field. The pen was embedded with the initials 'The Greatest Samaritan' with Karan's caricature embossed towards the nib. Rhea went to Karan's cabin at around 9 p.m. and was later joined by Nirav Mallaya. They both left the cabin within 30 minutes.
- 8) The next morning was the day of auction and the weather was snowy. On that day, the curator arrived early at around 7 a.m. to the gallery and found the lights of Karan's cabin still switched on. He couldn't believe his eyes after entering the cabin when he saw that Karan was not responding to him and found that Karan's signature piece was spilled with paint. He immediately called the police and informed them about the death of Karan since he found something was suspicious.
- 9) The sessions court came to the conclusion that the act amounts to murder and found Mr.Pritham guilty of the same and convicted him and sentenced him to undergo ten years rigorous imprisonment for the offence of murder under Section 302 of the Indian Penal Code, 1860. However this decision was reversed by the high court.

Now the case is before the Supreme court in appeal.

Note – Students have to frame their own issues

SCENE OF OFFENCE-PANCHANAMA

Pancha No. 1:

Mr. Anni Jain

Age: 35 years

Residing at: 3 Friends Colony, Lolpur, Asgoth

Pancha No. 2:

Mrs. Shreeja Jain

Age: 33 years

Residing at: 3 Friends Colony, Lolpur, Asgoth

Date: 17/12/2020

We, the above mentioned Panchas were called by ACP Satya Harish Chandra, the Investigating Officer to act as Panchas in the present case on 16th December, 2020 at about 9:00 a.m. We have been staying opposite to the Renaissance Museum for the last 5 years.

The investigating team with gloved hands and masked faces entered the room. Following all the necessary precautions, they collected the pen which was on the ground and marked it as 1A/516/2020. In addition to that, we found a newspaper clipping on the table of the deceased which was marked with I.O marking 1B/516/2020. A picture of the paint spilled on the floor was clicked and marked as 1C/516/2020. There were some packages of white powder found in the desk drawer of the deceased. These were sealed and marked as 1D/516/2020. Few letters were also discovered from the surrounding area of the deceased. These letters were marked as 1E/505/2020.

Except for the above-mentioned items, no other item/property was seized by the police in our presence. The Panchnama concluded at about 10:00 a.m. on the same day and it was conducted in an orderly manner. The contents of the Panchnama were read over to us and are correctly recorded.

Pancha No. 1- **Anni Jain: Sd/-** Pancha No. 2- **Shreeja Jain: Sd/-**

Sign of the I.O.: **Sd/-**

Name of the I.O.: **MrSathya Harish Chandra**

Rank: **ACP, Lolpur Police Station**

3.	Spilled paint on 'Mariposa under aspell' and the floor		1C/516/2020	Renaissance Gallery, Lolpur, Asgoth.
----	--	--	-------------	--------------------------------------

**FINAL REPORT OF THE INVESTIGATING OFFICER
(Under Section 173 of Cr.P.C.)**

1. Details

a. District: Lolpur

b. P.S.: Chumbum

c. Year: 2020

d. FIR No.: 996/2020

2. Final Report/Charge Sheet No: 955/2020

3. Date: 20th December 2020

4. Act: Indian Penal Code

Section(s): 302 r/w 120B

5. Type of Final Form Report: Charge-Sheet

6. If supplementary or Original: Original

7. Name of the I.O.: Satya Harish Chandra

Rank: ACP No.: 512/Asgoth

8. Name of the Complainant/Informant: Devdas

9. Date of properties/Articles/Documents recovered/seized during investigation:

Sr. No	Property Description	Estimated Value (in Rs.)	P.S. Property No.	From whom/where Recovered or Seized
1.	Electric Pen (gift by Rhea Chombeshwar)		1A/516/2020	Renaissance Gallery, Lolpur, Asgoth.
2.	Newspaper clipping		1B/516//2020	Renaissance Gallery, Lolpur, Asgoth.

4.	Substances found on Mr. Karan's stable (cocaine)		1D/516/2020	Renaissance Gallery, Lolpur, Asgoth.
5.	Letters found by Mr. Karan		1E/516/2020	Renaissance Gallery, Lolpur, Asgoth.

10. Particulars of the Accused Persons charge-sheeted

10.1. Accused No.1

- i. **Name:** Rhea Chombeshwar **Whether verified:**
- ii. **Father's Name:** Akash Kapur
- iii. **Age:** 36 years **D.O.B:** 07:03:1984
- iv. **Sex:** Female
- v. **Blood group:** O+ve
- vi. **Nationality:** Indian
- vii. **Address:** 19/69, Yellow Cross **Whether verified:** Yes
- viii. **Provisional Crime No.:** 432/2020
- ix. **Regular Crime No.:** N/A
- x. **Date of Apprehended:** 17th December, 2020
- xi. **Date on which forwarded to Court:** 29th December 2020
- xii. **Under Acts & Section:** Section 302 r/w 120B of Indian Penal Code
- xiii. **Status of the accused:** Judicial Custody

10.2. Accused No.2

- i. **Name:** Nirav Mallaya
Whether verified: Yes
- ii. **Father's Name:** Han Gogh
- iii. **Age:** 44 years **DOB:** 10.05.1986
- iv. **Sex:** Male
- v. **Blood group:** AB+ve
- vi. **Nationality:** Indian
- vii. **Address:** #369, Boho 569 **Whether verified:** Yes
- viii. **Provisional Crime No.:** 432/2020

- ix. **Regular Crime No.:** N/A
- x. **Date of Apprehension:** 17th December, 2020
- xi. **Date on which forwarded to Court:** 18th December 2020
- xii. **Under Acts & Section:** Section 302 r/w 120B Indian Penal Code
- xiii. **Status of the accused:** Judicial Custody

11. Brief course of the Investigation:

Based on the written complaint given by Devdas, who was the curator of the Renaissance Gallery, and on his statement on 17th December, 2020, it reveals the murder of Karan Chombeshwar.

As an artist, it was found that certain substances were found on the desk of the deceased which can be assumed as drugs. It was aware that the deceased used certain drugs as for the purpose of creativity as an artist. It was also discovered that paint was spilt all over the floor and the deceased's painting which was supposed to be auctioned the next day. Upon investigation by the I.O, it was found that the deceased's wife had gifted him a pen on the previous day of the auction which was also the day of murder. That pen happened to have a magnetic field around the deceased who happened to be a patient surviving on a pacemaker. Since, the deceased had a pacemaker which operated on the fact that any magnetic field exceeding beyond the usual radiation, his pacemaker stopped working and hence, caused his death. This could either be voluntarily by his wife who gifted him the pen with those radiations, because as his personal doctor, Mrs. Rhea Chombeshwar should've known. But if not, some sort of magnetic field should have caused the heart to fail. Based on the evidence gathered, Rhea Chombeshwar, based on her selfishness, Nirav Mallaya, based on his rivalry and motive, have been convicted for their guilt in the murder of Mr. Karan Chombeshwar.

12. List of Prosecution Witnesses:

- i. Mr. Devdas (Informant)
- ii. ACP Sathya Harish Chandra (I.O.)
- iii. Mrs. Shakira
- iv. Swami Dhar
- v. Geetha Devi
- vi. Tika Singh

Forwarded by the Station House Officer/Officer-in-charge.

Sd/-

Name: Sathya Harish Chandra

Rank: ACP, Lolpur

Signature of the I.O. submitting the Final Report: Sd/-

ANNEXURE-1

PROPERTY SEIZURE MEMO

1. **District:** Asgoth **P.S:** Lolpur
2. **FIR No.:** 351/2020 **Date:** 17th Dec, 2020
3. **Acts and section(s):** (a) **Act:**
(b) **Section(s):**
4. **Property seized/recovered/discovered at:** Office of the deceased
(a) **Date:**
(b) **Time:**
(c) **Address of the place from where seized/ recovered/ discovered:**
Renaissance Gallery, Lolpur, Asgoth – 123 169
5. **Witness:**
(i) **Name:** Mr. Anni Jain
Age: 35 years
Residence: 3 Friends Colony, Lolpur, Asgoth – 123 169
(ii) **Name:** Shreeja Jain
Age: 33 years
Residence: #3 Friends Colony, Lolpur, Asgoth – 123 169
6. **Action taken/recommended for disposal of perishable property:** NIL
7. **Action taken/ recommended for keeping of valuable property:** Packed, sealed and sent to safe custody for further investigation.
8. **Identification required:** Yes
9. **Details of properties seized/recovered:**

Sl.No.	Property Description	I.O. Marking
1.	Gold Electric Pen of the deceased	1A/516/2020
2.	Newspaper Article	1B/516/2020
3.	Spilled Paint on the floor	1C/516/2020
4.	Packet of Cocaine	1D/516/2020

5.	LettersbetweenNiravandRhea	1E/516/2020
----	----------------------------	-------------



1A/516/2020

Since 1980 10th December 2020, Thursday

Lolpur Everyday

Lolpur's Most trusted news express of all times

Mr. Karn Chombeshwar, the Karna of 21st century?

Karn Chombeshwar, the owner of Renaissance museum, one of the most famous artists of the decade, a popular philanthropist and humanitarian, made a public announcement on 9th December that he will be donating 50% of the money that will be raised, from the auction that is to be held on 17th December 2020 10 AM onwards to the Yellowstone Charity trust. This is on top of the donations he had made to the C.Y.R.U.S Higher Education Scholarship fund, donations made to the Breast Cancer research done by Hosanna Hospital, and the donations made in support of artists from LGBTQ communities over the past few years.



Most popular Paintings from the Renaissance Museum

Jokes Jokes Jokes!!

Q: What happened when the blue ship and the red ship collided at sea?
A: Their crews were marooned.

Teacher: Tell me a sentence that starts with an 'I'.
Student: I is the.
Teacher: Stop! Never put 'is' after an 'I'. Always put 'am' after an 'I'.
Student: OK. I am the ninth letter of the alphabet.

1B/516/2020



1C/516/2020



1D/516/2020

To my dearest Rhea..
You've been there in the
darkest of days,
You've been there like a
ray of hope
I see your gleaming temples
In every slight meek of
despair
You make me wish to see
you..
In every canvas...
And paint our skies with hope
and glory.
You have bewitched my soul
and body

You glisten like a diamond
Although you see gold.
I find solace in your poison
Although you see remorse
You speak of your father
with love
Though I see only mariposas
You remind me of strength
As I see you at every teeth..

Letter from Nirav to Rhea

Letter from Rhea to Nirav

1E/516/202

PROSECUTION WITNESSES

Witness Statement recorded under Section 161 CrPc

ANNEXURE-2

P.W.1-SHAKIRA

My name is Shakira. I am 50 years old. I am Karan Chombeshwar's sister. My brother and I have always been very close and brought up to always protect each other. Our family always supported him as an artist and for good reason because he is extremely talented. It was always his dream to support under-privileged children and budding artists, and would go to great lengths to lend his support by donating to NGOs and spend time painting with the children there. Since I have the experience of running a couple of NGOs myself, when Karan told me his desire to help and promote budding artists from the LGBTQ community, we decided to set up a foundation for them that would sponsor genuine artists and include them in the fraternity. For this, Karan wanted to take up the entire responsibility of funding the foundation. But this was no surprise to me because that's how my brother is. However, I got the feeling Rhea, his wife, was not very happy with this decision when we told her.

I have never had the best impression when it came to Rhea. When Karan married her in 2015, their relationship didn't feel right. She always came off as the kind of person who was only with Karan because of his money and fame, and never actually had feelings for him. I had voiced my concerns to him a couple of times but he always brushed it off because he genuinely loved her. Moreover, it started to seem like something was brewing between Rhea and Nirav because I would see them spend a lot of time together. Nirav and Karan have always been good friends, it's why they decided to open a gallery together. But it was also quite evident that Nirav was envious of my brother because he was so much more talented. Even then, Karan never made Nirav conscious about this, however, there was some kind of resentment from Nirav's side towards him at times. As soon as I heard the news about Karan, I was shattered. My brother has always been the closest person to me and now I've lost him. I believe that there has been some kind of foul-play in his death and sincerely hope that the culprit is found and punished.

ANNEXURE-3

P.W.2-DEVIDAS

I am Devdas, I am 36 years old and I reside in Waymont Colony in Lolpur. I have been the curator for the Renaissance Gallery since 2012. I have closely worked with Karan and Nirav, though I was more close to Karan. Recently, we were working tirelessly for the annual auction and the preparation started several months back. I didn't have to work much on pre-production in comparison to the previous auctions because Karan and Nirav decided to include some of their famous works. I was excited when I found out that 'Mariposa under a spell' and 'Golden Poison' were our showcase pieces for the auction. This was going to be our biggest auction yet. Most of this is because of their high regard to philanthropy. But, Karan had bigger plans. He wanted me to find and arrange meetings with artists to discuss and kick start the future projects he was planning for his new foundation. I complied and we scheduled meetings after scouting. It was scheduled to happen right after the auction was to be over.

On 17th December, I came to the gallery and I headed straight to Karan's cabin. The lights were on and I was able to see the light across the hallway. When I entered the room, I saw Karan on his chair with his mouth wide open and he didn't respond to my calls. I approached immediately and when I touched his hand it was cold. I saw that one of his paintings was spilled with paint I couldn't believe he was dead. I called the police then.

I think that his death was untimely and it didn't feel natural to my eyes. I knew he had issues with his health but I didn't think he had the audacity to do this to his painting. He adored his paintings more than he did to any person I know.

ANNEXURE-4

P.W.3-TIKASINGH

My name is Tika Singh and I am Rhea madam's driver. I have been working for her since last 3 years now. My shift is from 9 a.m. till 8 p.m. I usually take her to her office and back home. Sometimes we even visit the gallery of Karan sir and some random apartment where madam spent a lot of time. On the night of 17th December madam asked me to drive to the gallery. Later, she came back all panting and grasping for breath. Words were not coming out from her mouth. I also saw Karan sir's friend who exited from the gallery with madam and got in his car. I also recall seeing that friend held madam's hand when they were coming out of the gate. I wanted to just go home and sleep on my comfy bed.

ANNEXURE-5

P.W.4- GEETHADEVI

My name is Geetha Devi, I am the ex-wife of late Karan Chombeshwar. We had met back in the 90's. Back then I was still doing my master's in MBA, while he was doing a Master's in Arts. We were high school sweethearts and continued dating all the way through college. Karan spent a lot of his time on his art and I often felt neglected, things were good while we were young but as we both grew, I felt like I would always be his second priority, after his art. Our separation was mutual. Karan was the kind of person to take recreational drugs once in a while... but he would never go too far. I also remember that he would take marijuana especially when he was working on a big important project. He used to say that it helped with his nerves and helped him get into a creative mind space. My ex-husband never took hard drugs and I refuse to believe that he could have overdosed.

My ex-husband always was a philanthropist and the same week he announced he was going to donate a sizable portion of his estate to charity he was found dead. I find this coincidence quite dubious. His current wife, Rhea Chombeshwar always rubbed me the wrong way. She seemed to be more attached to my ex-husband's money and assets than the man himself.

Karan's best friend and business partner, Nirav Mallaya was not a very talented artist. Karan was very fond of him, but I could make out that Nirav always harboured a certain level of resentment and jealousy towards Karan. Karan's art pieces often sold for two or three times as much as Nirav's art pieces did.

I refuse to believe that Karan's death was the result of an overdose and not foul play. I hope he gets the Justice that he deserves, God rest his soul.

ANNEXURE-6

POSTMORTEMREPORT

NAME OF THE INSTITUTION: RAVI VERMA INSTITUTE OF MEDICAL SCIENCES.

NAME OF THE DOCTOR CONDUCTING AN AUTOPSY: SWAMI DHAR

POSTMORTEM REPORT NO.: 111/2021

DATE AND TIME OF RECEIPT OF BODY: 17TH DECEMBER, 7:30 AM

DATE AND TIME OF COMMENCEMENT OF AUTOPSY: 17TH DECEMBER, 7:50 AM

DATE AND TIME OF CONCLUSION OF AUTOPSY: 17TH DECEMBER, 10:00 AM

ESTIMATED TIME OF DEATH: 10:00 PM – 1:00 AM

CASE PARTICULARS:

NAME OF THE DECEASED:
KARAN

SEX: MALE

BLOOD GROUP: B+VE

CHAMBESHWAR BLOOD

D GROUP: B

+VE AGE: 65

ADDRESS:

BODY IDENTIFIED: Identified by Mr. Devdas (Curator of Renaissance Gallery)

OBSERVATIONS:

HEIGHT: 5'5 Ft

WEIGHT: 64 KG

SPECIAL IDENTIFICATION FEATURES: Had a green birth mark on the left side of

GENERAL OBSERVATION: Adult, Male; Wearing a light pink shirt and white pants(Formal).

RIGOR MORTIS: Rigor has progressed.

EXTERNAL EXAMINATION:

There were no scars found in the body.

Discolouration of skin in hands and legs (bluish in colour).

INTERNAL EXAMINATION:

- The pacemaker was in its affixed position. There is no dislodgement.
- Body has lost oxygen and built heat very quickly. This is mainly due to the thin body stature.
- Signs of difficulty in breathing.
- There are signs of arrest.
- There were changes in the heart's muscles. Signs of tear present.
- Amount of cocaine found in the blood sample.

OPINION:

The death has been caused due to the arrest of heart caused by the sudden surge of shock and malfunction of pacemaker which did not stimulate the energy required for the deceased's failing heart rhythms. There is also a possibility that the deceased's consumption of cocaine could have reduced the flow of oxygen to his system.

There is a presence of cocaine found in the blood reports.

There is an inducement of a sudden electric shock found in the pacemaker.

DEFENCE WITNESSES

ANNEXURE-7

ACCUSED NO.1-NIRAV MALLAYA

I am Nirav Mallaya, co-owner of the Renaissance Gallery. I am 44 years old. Karan Chombeshwar was one of my closest friends and my mentor. We met almost two decades ago when my father introduced me to him. Karan was mentored by my father, Han Gogh, a well-renowned artist during his time. When my father passed away, Karan became my pillar of support and helped me through it. Inspired by our love for art and other shared interests, we became good friends and we decided to open the Renaissance Gallery together. He has always supported me in my work and he is one of the most humble men I've ever met. There is no doubt that Karan was more talented than I am and he deserved all the love he received.

Karan would always donate most of his proceeds to NGOs as far as I know and that was one of his best qualities. That is why we had decided that the proceeds from the auction through his painting, 'Mariposa under a spell' on the 17th of December, 2020 would go to an NGO of his choice, instead of the gallery. I was willing to direct the proceeds from my paintings, which were also the highlights of the evening, towards the gallery's revenue. So the previous night, that is 16th of December, I went to his cabin around 9 p.m. to check on the progress of his painting and whether he was all set for the next day. When I entered, I saw Rhea there as well. She brought dinner for Karan because he was working late and wanted to check on him. We ended up talking for a while and left within 30-35 minutes so he could get back to his painting.

Rhea is a wonderful woman and I'm so glad that she is a part of Karan's life because after his divorce with Geetha, it took him a while to move on and find love in his life again. It made him happy again. Rhea and I have also bonded well, she became a good friend of mine especially since Karan became sick and needed support for his heart condition. Rhea was also a doctor and that was a sign of relief for me because I knew he was in good hands. There was something in Rhea that used to do wonders especially her smile.

It breaks my heart to lose Karan because he was more than just a friend to me. We knew his heart was weak but it was extremely unexpected that we would lose him so soon. I hope we find a way to live our life without him, especially Rhea and I because we were the

closest confidants he had. We both now have to deal with his memories together and be a support for each other.

ANNEXURE-8

ACCUSED NO.2-RHEA CHOMBESHWAR

My name is Rhea Chombeshwar, and I was the lovely wife of the late Karan Chombeshwar. I was married to my dear Karan for almost 8 years now.

I was sitting in the metro one day on my way to work at Sony Singh Hospital, when I noticed this odd man staring at me and seeming to be making notes. He kept stealing glances at me and then immediately writing something down in this little book that he had on him. After a certain point, I was feeling so uncomfortable that I had to confront him. To my surprise he had been drawing the most beautiful illustration I had ever laid my eyes on, and it was an illustration of me. I was completely taken aback in that moment. Karan handed me the drawing with his phone number written on the back, and well... the rest is history.

My husband, in his later years, was a... busy man, but he always seemed to make time for me when it really mattered. Like any marriage, we had our issues, but we were happy. On the 17th of December, I received the horrific news of my beloved husband's untimely demise. I received a call from Nirav telling me that my husband's body was found earlier that day. Nirav was being sweet like the way he always was. What I heard was that he died of an overdose. To be honest, I'm not surprised... don't get me wrong, I loved my husband... but he had these... "artistic mood swings". He would often, seemingly for no reason out of the blue get upset, withdrawn, and on some occasions even violent. During those "mood swings" he would take large amounts of drugs, or perhaps it was the drugs that made him act like that, I couldn't really keep track. My husband often used Hallucinogenic drugs to "help in his creative process" as he would say.

I remember Karan was recently working on a very beautiful piece of art, I think it was actually one of his best paintings. If I'm not mistaken, there was supposed to be an auction for his masterpiece on the 17th and so he wanted to stay at the museum the previous night. I gave him the pen as a congratulatory gift on the 16th. When I reached the gallery the next day I couldn't believe my eyes and was torn apart. Nirav was there to support me and embrace me in hi

sar

ANNEXURE-9

D.W.3-ANMOLGOTE

My name is Anmol Gote, I have done my DM in Cardiology and I currently work at M.FHussain Hospital. I have written research papers on the technicalities of pacemaker which are cited in various journals. In my experience and knowledge, I find the cause of death to be overdose of drugs in the system.

Consumption of cocaine causes reduction in the oxygen levels which will eventually reduce the functioning of the heart. The pacemaker only induces energy for the functioning heart to increase the heart beat rate and is not solely responsible to cause the beating of the heart per se. The main function of the pacemaker is to increase the rhythm by inducing energy to the heart muscles.

ANNEXURE-10

D.W.4-GUARD

My name is Gabbar Guardwala and I am 52 years old. I have been the security guard at Renaissance Gallery for more than 2 years now. My shift is from 7 PM till 9 a.m.. Karan sir and Nirav sir both are the owners of the gallery. Nirav sir is a really nice person. He treats me nicely unlike Karan sir. I am a spiritual person and seeing Karan sir smoke made me dislike him even more. On 16th December, Rhea ma'am came to the gallery for giving Karan sir dinner. I saw at around half past 10, I saw Nirav sir and Karan sir's wife coming out together from his cabin.

They were both happy and smiling. They even wished me goodnight before they left. After they left, I didn't go in checking what Karan sir was upto and I was sleepy. I locked up the gallery later when I thought Karan sir left. In the morning I was woken up by the Devdas sir who had come around 8 a.m. When he entered in the cabin of Karan sir he shouted while he saw the body of Karan sir. I think it is definitely because he took those drugs which made his body to give up. Anyway, I will miss him.