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$$\left. \begin{array}{l} / / / , (, 7 \\ 2 " , / - , / 1 , 06 01 " \\ " " /) - 1) " 3 ") , - " 1 \\ 21 , / 16 \\ , 01 " / " " /) - 1) \\ " 3 ") , - " 1 21 , / 16 \\) 1 ,) / 1 \end{array} \right\} \begin{array}{l} 0 \\ " " 10 \end{array}$$

/ 2)

5 5x 5 5vyy x 5vyy v5 y x 5 5 5 5 xv A 5x v v 5
 v y5el F5 5 5 y 5 5 y x 5 5 H5y x O

BJ LO KARJ LCRKABOP KAHKD

0 BJ BK LC LRK

BJ LO KARJ LC LKPEK CRADJ BK

5 5 5F 5v y5J 5y yv 5 w x y5 5 5vy w 5 5 5 5
 H5y x 55i 5P **BJ BK LC LRK** 5 v 5 y v 5w 5x 5 5 5
 v B 5v 5 5 5 5 5 5y x O

i 5w 5 5 5 w x 5 5 x 5 5 5J **BJ LO KARJ LCRKABOP KAHKD**
 5 v 5 5 5yv y5 H5 A EFNv y5 vy 5 5v 5 5xv 5 v 5 y5v y5

xv 5w5 5 5 50B HK LC EB "SEABK B 5v y5 5
 vy w 5v5 5 v5 vy5 5 5 x y 5 v5 y 5i 5 v 5
 v 5 5 vy5 5 x5 5 5J BJ LO KARJ LC LKPK CRADJ BK5
 x 5 5 yv y5v y5 x y5w 5 v y5 5 v 5w 5 vy5 v 5 5v5
 5 5 v 5 5HE 5d x w A EFMv v A 5v 5 5 x y 5 v 5
 x x y5

5 Ax 5 5 5 v 5 w y5 v5 5y x 5v 5 v 5
 v y5 5xv 5w5 5 5 50B HK LC EB "SEABK B 5
 5 y5 5x 5 5x y 5 5 x v 5x x v x 5 5 5xv 5 5 5
 x5 v5 5y x 5 5 y x 5xv 5 5y 5 5 y x 5 5 5
 v 5 5 5 v 5 v 5 v x v y5 5 y5 5 5 5
 5 50B HK LC EB"SEABK B 5v 5 y 5w 5 5v 5 5
 5 x 5 5 5y x 5

5v5w 5 5 5 x5 5 5x 5 v5 5 v 5v5 A
 x 5 5 5F 5v y5J 5 yv 5 v y5 v5 5 v5 5 5v y5 5
 v 5v y5x v 5 5 5g 5 5 5 y y5 v v 5y x 5 5
 x x v 5

5 v 5 5v 5 5x y v 5 5 5 w 5 5w 5 y 5 5 5
 v 5i 5vy w 5 5 5 5 5 y x 5xv 5 5 5
 v xv 5 5 5 5 50B HK LC EB "SEABK B 5 x 5
 y 5v 5 5

L EKDK EP PB HK PE II OKABO AJ HPP? IB P SEABK B KVP BJ BK
 J AB?V MOPKHK BOF BA EJ BTEBK ML BBAKPT BOB MKAHKO LO
 KFIM BA HSLSHKO AHMR B P L KVC TEF E EB P BJ BK J HE
 BKA LBP ?IPE

5 5 5 x 5 5 v5v xv 5 v5 5 5 5 5 5
 vy w A 5x 5vy 5 5H5 v 5 5

P EBAL RJ BK CHBS K

PF MB ABA

PF AJ HPP? IBKI T

i 5 vy 5 x 5 v 5 v 5 5 vx 5v y5 5 5 5y 5
 y 5v5w 5 5vy 5 5 5 v y5vw 5 5vy 5 w 5 5
 5v xvw 5 5 5 5 y x 5 x A EFF5

5 5xv A 5 w x 5 5v v 5 5 v 5 5 5x 5 5 5 5
y x 5 5 5w 5vy y5v 5vy w 5 5 5 5 50B HK
LC EB" SFAK B 5 5 5 v 5v5x 5 5v y5 v 5 5
w v 5 5 5 5

5 5x x y y5 v 5 5 5v w 5v y5v xv 5 5 5 5x v y5
5y x 5 5 v 5x x 5w 5 5 EFF5 y x 5 x5 v 5 y y5 v 5
x v 5 5 5 5 5x v 5 5 v 5 5 5 5

a 5 5 v 5 5 v 5 5 5 5 v 5v y5 5v 5 5 5 5
x v 5 v 5 5 5 v 5 MBOKHK BOBP BA 5

i 5 v 5 5 v x v 5x v y5x y vw 5 x v 5 5 v 5x x 5 5
x5 5 5x x5 v 5a 5 5 5 5 5 v 5y x 5 5 5
v 5 5 5 v 5 5 KV B' LHK 3 / 1 OP IB) A

4) / M A 5 v 5 y5w 5 5h 5 5 v 5 5 y5
y 5 5h x 5NE5 H5 5 5 y x 5 x5 5h x 5ME5 H5 5 5
y x 5 x5 EFF5 y5w 5 5v5 v 5 v 5v y5y 5 5 x y 5 5
y v 5 v 5 5 x 5 5w y 5 v 5 5 5 x 5 5 x y 5 5
x 5 5 5 5 5w 5v5 5i v 5 5 5 vx5 v 5 5 v 5 5v5
v 5 y y5 5 y x 5 5 5 5 5 5v5 v 5 5 5vx 5
y 5 Aw 5 A v 5 5v5 5 y5 5 x y 5 5h x 5
NE5 H5 5 5 y x 5 x5 5h x 5ME5 5 5 y x 5 x5 EFF5v y5 v 5
5 5vxx v 5 5 v y5 5 v 5 5vxx 5 y5 5w 5 5
v 5v5 5 v5 v 5 5v5 5 y5 5x 5 v y5

“In general an employee may be said to have interest in the outcome of a case if his skill or competence are involved or his conducts in relation to the events which led to the litigation or when his association with the events is called to question.”

i 5x 5 5 v y5

“One other way of determining the interest of an employee in a case in the context of Section 90 (3) of the Evidence Act is to ask the question- is what is at stake in the proceedings the reputation of the maker of the statement in the sense of his being directly responsible for the event being litigated. If the employee’s skill or competence is involved or his conduct or association with the events leading to the proceedings are in question or the question posed is answered in the affirmative, then... the statement by such employee would be caught by the provision of

subsection (3) of Section 90, since the statement of the employee is likely to be tainted by the incentive to conceal or misrepresent facts. The position will of course be otherwise if none of the considerations were present.”

5 5 5xv 5 5 DE O AB 0BCSF BP) A 3 ICP KH LC HBCF
) FBA 0 Av5 5 5w 5v5 v 5 5 5 y 5
 ww 5 5v 5w v x 5 5 5 y 5 v 5 v 5v5x 5 5 5 v 5
 5 5v v 5w 5y y5w xv 5 5vxx 5 5 x 5 5 v 5y v 5
 y y5 5 5 v 5 y5 5w 5vy w 5v y5 5 vy 5w 5v5 5 y5
 l v 5 h 5 5w y5 5 v y5 5

“It is not in all circumstances where a servant of an employer wrote a document on the latter’s behalf that it becomes inadmissible by virtue of Section 90 (3) of the Evidence Act... A person is held not to be interested under subsection 3 of Section 90 of the Evidence Act when he has no temptation to depart from the truth on one side or the other a person not swayed by personal interest, but completely detached, judicial, impartial, independent...”

v w l Ah 5 5w y5 5v 5 v y5

“The nature of the disqualifying interest will depend on the nature of the duty undertaken by the servant. Where from the nature of the duty, he can be relied upon to speak the truth, and that he will not be adversely affected thereby, the document has always been admitted in evidence. This is because the rationale of the provision is that he must be “a person who has no temptation to depart from the truth on one side or the other”... Of course, before there will exist a disqualifying interest, or a person will be regarded as “a person interested” there must exist a real likelihood of bias. Hence where an official is discharging a ministerial duty which does not involve any personal opinion, the question of bias will not be in issue, such document will be admissible under Section 90 (3) of the Evidence Act.”

5 5w 5 v y5 v 5 5 x 5xv 5v y5 v 5 5 x y 5 5
 y5 5w 5x 5 5 5 v 5 5 5 5 w 5 5
 x y5w 5 5x 5 5 v 5 5 5 "SEARK B 55c 5
 5 v 5 x 5 5 5 A v 5v 5v5 5 5 5
 x v 5 5y x 5 y 5 50B HK 5v 5 5

MBOLK HK BOBP BA J B KP KV MBOLK IHHIV L ? B MBOLK IIV CB BA ? V
EBLR LJ BLC ML BBAKD

i 5vw 5v v 5 5 5x v 5v y5 5 5 v v 5v y5y 5v5 **MBOLK**
HK BOBP BA 5v 5v 5 5 5 5w 5**MBOLK IIV**5v x y5w 5 5 x 5 5v5
x y 55 5 y5 5v v 5 v 5 5y 5 y5w 5 5 v 5
v 5 5 5 y 5 5 5 EFF5 y x 5 x 5 5w vy 5 v 5 5y 5
v y y5 5 5y x 5 5 5 5 5vw 5v y5 y5x 5v5 y 5 v 5
5 5

52 1 HD - I 3) T I 4) / M A 5h 5
5y y5v **MBOLK HK BOBP BA** 5 y **50B HK LC EB" SEAK B**
5v 5v5 5 5 v 5v5 v 5 A v x v A v v 5 5 5 5
5 x 5 5 5 x y 55 5 y y 5 5 5 5 5 v y5 5v5
5 5 v 5 5 v 5 5y v 5 5 5 5 5 y 5 5 5 5v5
5 5 v y5w 5 v 5 5w 5x 5y vx yA y x v A
v v 5v y5 y y 55i 5h 5 5 5 y5 5x 5 5
5 5 5 **MBOLK HK BOBP BA** 5 **50B HK** 5v5 v 5 v 5 v 5
v5w vy5 v 5v y5 v 5 5 5w 5v5 v 5 y5 5w v 5w 5v5 5
v 5v5 v 5xv 5w 5 v y5 5w 5v5 5 y5

5 5 5vw 5y x 5v y5 5 v x v A 5 v w 5 5
50B HK IRMD 5 5xv 5 v y 5w 5v 5v 5 v 5 5 **I H K5**
5 5 y 5 5 TL **AL RJ HK P5** 5 vw 5 5 vx 5x v y5 5
5v5**MBOLK HK BOBP BA**5v y5 w 5 5 5w 5wv y5 5 v 5 5 5xv 5
v y5 5 5 5y w5w 5 5v x y5w 5 5 v 5y x 5 5x 5 5
v 5 x 55i 5 y 5 5 v 5 y5 **50B HK IRMD** 5 5
IHHIV L ? B MBOLK IIV CB BA 5w 5 5 y x 5 5 x 5 5 5
x y 55i 5xv 5w 5v 5 5 5y v 5 5 v 5 5x v v 5
y 5 5 v 5v 5v5 5 v 5 5w 5 v 5v x y5w 5 5 x 5 5
5 v 5xv 55 5 5 5w 5 5v5 5 y5 5 5x 5 5
y 5 y y5w 5h x 5 J M v y5 5v 5 v v 5 v x v 5

i 5 5 y x 5 5 A 5 5 vy A x 5v 5 v y5 v A v 5
v y5 5 5 5y A 5x 5 5 5y 5 5 5 x 5 5v5 v x 5
5 v y5 x 5M **HK K5**v y5 ^E **ABCKA K5**v 5x v 5 55i 5y x 5 5
5w 5 y y5 5v 5 v 5 5 5 v x 5 5 v y5v y5 5 5 5xv 5 5
I H K5 5 v y5v vy 5 5 v 5 5 5y w5v5 5 y5 5
5 5 **50B HK** 5

i 5 5 v 5 v 5 5y 5 5 5 v 5w 5 vy 5 **IJ BTEBK**
ML BBAKD TBOB MKAKD LO K F M BA HSLSHKD APMR B P L KV C
TEFE EBP BJ BK J HDE BKA LBP ?IHE 5

c 5 5 5vx 5 5 **5J BJ LO KARJ LCRKABOP KAKDA 5 5yv y5 J 5 A**
EFN55i 5J BJ LO KARJ LC LKPBK CRADI BK 5 5 5yv y5w 5 5w 5 5
v 5 5 5 y y5x v v 5 5v y5y x 5 5 5F 5v y5J 5
y yv 5 5 v 5 5y x 5v y5x x v 5 y 5 v v v 5H A 5
J BJ LO KARJ LC LKPBK CRADI BK T P MBM OBA CBO EB J BJ LO KARJ
LCRKABOP KAKDA BA ^E RIV 5

c 5 5 5vx 5 v 5 y5v 5 v 5wx 5v 5 EFK5 5 5x v 5 5 v 5v 5
5 5 **EBPB AL RJ BK P TBOB J ABA 5 v 5x v 5 5 5 v 5**
x y 5 v 5 y 5v y5 5v5y 5 5 5 5v y5 x 5
5 v 5y x 5 x 5v y5 5 5 vw 5 5v 5 5x v v 5

5 v 5x y y5 5 w 5 5 v y5x 5 5 5x v v 5 v 5 5
y x 5 5 5w 5 y y5 5 5y x y5v 5 5v 5y y5 vx 5w 5
5v 5 5 y5w 5 5 w 5

i 5 5 5 5v 5v 5 5 5 5 y 5 5 5 5

l v 5 5 5x 5 5 5y **T5, TKBOEIMLCI KA5 x 5w 5 v 5v y5**
J 5y yv 5v 5x v 5 5

i 5 x y5 5 5v 5 5 5i 5 v 5 y5v 5 5y x 5w 5
y y55 d 5 5 vy 5 5x v v 5v y5 5x 5 5 5 5
v y **A 5AB EABA IJ LC EBAL RJ BK P P LBP ?IHE EB IIBDA**
PB IBJ BK MOHP DOBA LTFE OPMB L EBA PMR BAM O H LCI KA5

5 5 5y x 5 5vxx 5 5v 5 5x v v 5x 5 v 5 5
y x 5v 5 5y x y5v 5 5v 5y y5 vx 5 5 5 5v 5 5
5 v 5 y y5 5 **J BKABA I IJ KPOBMV KA ABCK B5 5 5^P KA**
^E ABCKA KP CLK P BJ BK LC ABCK B KA LRKBO I IJ 5x 5
y 5 5v 5 5x 5 5 5 v 5 5 5v v 5g 5
A 5x v v 5 5 v 5 5x 5 5 5 y 5 5 5v 5v 5MBO
EB BOJ P LK HKBA HK EB RKA BA J BJ LO KARJ LC LKPBK CRADI BK
TEFE IB OIV IP MCAF BA LK EB J BJ LO KARJ LCRKABOP KAKD55i 5
5v y5 5v 5 5 5 vy 5 5x v v 5x v 5 y x 5 5
vx 5 v 5 5y x 5 5 vy 5y 5 5 y x 5 5 5vx 5v y5 5
v 5 5 5vx 5 5 5y 5 x 5 5y x 5 5 5 vw 5

c 5 5 x 5 v 5 v 5w 5 vx y5w 5x 5 5 5x v v 5 5 5
v y5 x v 5 5 5xv 5v y5 v5 5y x 5v 5v5 y x5 5
v 5 5 5w 5 v y5 v5 5 P KA E ABCKA K P v 5 5 5
vy 5 x y5v 5 5 v5 5 v 5v 5 5 5 5v5 y x5 5
5 5v 5v yA 5 v 5w 5 y5 5 5 5 5 5v 5 5
v5 v 5b 5 v A 5x 5xv 5yv x 5v y5 5 5 5
50B HK 5v 5v y5 y y5 5x 5 5 v 5v y5w 5 y y5w 5 5
5 5xv 5w 5 w y5 y 5v 5x x v x 5

5 5 v 5 v A 5 5 50B HK 5 y5 5w 5x 5 5
x v v 5 5 5 5i 5 v vw 5 x 5 v5 v 5w 5y v 5 5 5
y x 5v y5 5x x v x 5 5v5 v x v 5xv 5 5w 5 5 5v y 5
5 5 v 5 5 50B HK 5 5 5vx 5 5 y 5 5 5 5
5 50B HK 50B HK 5y y5 5x v 5v 5v v 5v 5 5
vy 5y x 5 v5x v 5 5 5 50B HK 50B HK
5x v 5 v5 5 vx 5 5

d 5 5 Av 5 x 5v 5 5 v 5 5 5w 5 vy yA 5 v 5 5w 5
vy y5 v5 5J BJ LO KARJ LCRKABOP KAKD5v y5 5J BJ LO KARJ LC
LKPBK GRADJ BK5 v 5 5 5 y5 5vy w 5 5 5x 5
50B HK 5LC EB" SEABK B 5i 5 5y x 5v 5vxx y 5
vy w 5v y5v 5 5w 5J CHBA5 BKABCA5v y50CB BAC

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Signed

Hon. Judge.