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# Dr M's application to cross-examine Najib denied

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**KUALA LUMPUR:** Tun Dr Mahathir Mohamad's application to cross-examine Prime Minister Datuk Seri Najib Abdul Razak was dismissed with cost by the High Court yesterday.

The former premier had applied to cross-examine Najib over his sworn affidavit, which was filed together with an application to strike out Mahathir and two others' civil suit for alleged financial

improprieties.

High Court judge Abu Bakar Jais delivered his decision in his chambers yesterday.

In a copy of the written judgment obtained by the media, Abu Bakar said he did not agree that the present application of the plaintiff (Mahathir) to cross-examine the defendant (Najib) should be permitted.

"I also believe the position of the plaintiffs is not prejudiced and compromised for their arguments

later in the defendant's attempt to strike out the suit, despite the refusal of this court to grant the application," he added.

On May 10, Mahathir, Datuk Seri Khairuddin Abu Hassan and Anina Saadudin, who had filed a civil suit against Najib for alleged misfeasance of public office, had also filed an application to call Najib to appear in court to be cross-examined.

The three are seeking an order to call Najib for cross-examination in relation to the content of Najib's

affidavit. On April 19, Najib filed an application to strike out the civil suit, together with a supporting affidavit dated April 12 for the application.

In the application, the three claimed Najib, in his affidavit issued statements which were "equivocal", "lack of precision", contradictory and "inconsistent with undisputed contemporary facts in the public domain or other statements by the defendants" and "inherently improbable".

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