②

Court. The point still is..
28: detail ....
Details available ...
Yutar. State cannot give details..
Court: Well, at any rate gave defence ....
Yutar: Who are parties to agreement ....

Over to Belt 16.

De Wet, J.P. Belt 15 (15) YE
Typed 11.11.63 30/10/63.

State vs. National High Command.

Quashing - indictment (cont)

(Dr Yutar's reply starts on 18)

De Wet, J.P.

Bll-15. Sabotage. 18.

30/10/63

81-142289.
(Z. 15.)

Quashing - Indictment (cont).

State vs. National High Command & ors.

Dr. Yutar (SA) / Fischer (SA)
& ors. / & ors.

Quashing

Fischer: We say state can't have
4. it this way ...
↓. Next we proclaim - body
indictment ---- Counts 1/42
Par. 36 --- (reads).
8: "Particular importance ...
(reads)..
Court: In charge alternative --
9. not objection ...
Fischer: But of course ...
specified ...
10: Names - Acc. No. 1 -
↓ charged ...
Court: Unless - associations ...
Fischer: Correct names... charging
Sec 381 ... (7) ... of code ..
13½: How charge - framed ..
15: Indictment does not
inform each of acc ...
Essence of indictment ...
effort .. cast net wide ..
16: Failed .. quashed.

State withdraws charge
against No. 13 - -
Hepple will appear
witness for state

Court. Acc - No. 13 - discharged.
17.

Yutar: - For State
18. Submission of
↓ State ... application
not genuine ....
State could have ignored
& not furnished part. at
all ...
20: Test - to hand in now ...
↓ opening address for State -
Doc handed in. -
Mr. Fischer objects.
Court. I can see no reason
Yutar: This is a doc. based
↓ on documents to be
submitted to Court ...
Defence do not want
further particulars ...
23: Two authorities ...
↓ Rex vs Mail Wayayana
& ors - . 1957 - Vol IV.
S.A.L.R. T.P.D. (reads).
Court 24: Well what point? ...
Yutar - (Reads on)
Illustrate this -- The
State asked .. particulars.
Of Nat Congress ...
Fischer objects -- however
upholds.
Court: I must uphold ...
Argument.

Over.