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W. A. Sachs.

JK/GET

SACHS 70/13

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"FIGHTER"

MR. KUDO.

14TH AUGUST, 1963.

THE PROSECUTOR,
REGIONAL COURT,
CAPE TOWN.

DEAR SIR,

RE: COASTER BUDAZA AND 3 OTHERS. AT THE STATE.

WE CONFIRM THAT THE CASE AGAINST THE ABOVE WILL PROCEED ON FRIDAY THE 16TH AUGUST, 1963. THE CHARGES WILL BE WITHDRAWN AGAINST ALL THE ACCUSED EXCEPT :

1. COASTER BUDAZA
2. GILBERT GEZA
3. ALBERT BEQUEZI
4. HERBERT NOMBITA.

WE CONFIRM FURTHER THAT YOU HAVE UNDERTAKEN TO SUPPLY COUNSEL WITH COPIES OF STATEMENTS ALLEGED TO HAVE BEEN MADE TO THE POLICE OR TO A MAGISTRATE, AND ALSO TO SUPPLY US IMMEDIATELY WITH FURTHER PARTICULARS TO THE CHARGE.

WE HEREBY CONFIRM IN WRITING THE FURTHER PARTICULARS REQUIRED BY COUNSEL OVER THE TELEPHONE AND WE ASK YOU TO SUPPLY SAME IMMEDIATELY.

1. RE : EACH SEPARATE ACCUSED.

BY VIRTUE OF WHAT FACTS IS IT ALLEGED THAT HE WAS A MEMBER OF POQO.

FULL DETAILS ARE REQUIRED OF THE SUBSTANTIAL ALLEGATIONS IN THIS REGARD, INCLUDING THE EXACT TIME AT WHICH, THE PERIOD DURING WHICH, IT IS ALLEGED THAT HE WAS A MEMBER, THE EXACT PLACE AT WHICH IT IS ALLEGED HE CONDUCTED HIMSELF AS A MEMBER AND THE EXACT MANNER IN WHICH HE MANIFESTED HIS MEMBERSHIP OF THE ORGANISATION AS AFORESAID.

2. BY VIRTUE OF WHAT FACTS IS IT SOUGHT TO CHARGE THE ACCUSED JOINTLY. IF IT IS ALLEGED THAT THEY COMMITTED THE OFFENCE AT THE SAME TIME AND PLACE, OR AT THE SAME PLACE, AND APPROXIMATELY THE SAME TIME, FULL PARTICULARS OF THE RELEVANT TIME AND PLACE ARE REQUIRED.

YOURS FAITHFULLY,
JACK KUDO & CO.

PER:

J. KUDO.

C.C. CLERK OF THE COURT.

Telegraphic Address } "MAGISTRATE."
Telegramadres }



U.D.J. 418.

1 B 1

In reply please quote:
Geliewe in u antwoord te verwys na

5/5/2/7
No.

REPUBLIC VAN SUID-AFRIKA
UNION OF SOUTH AFRICA - UNIE VAN SUID-AFRIKA

MAGISTRATE'S OFFICE,
MAGISTRAATSKANTOOR,

CAPE TOWN,

14th August, 1963.

Messrs. Jack Kudo & Co.,
Attorneys-at-Law,
Dumbarton House,
CAPE TOWN.

Gentlemen,

re: THE STATE VERSUS COASTER
BUDAZA AND THREE OTHERS

Your letter of today's date reference Mr. Kudo.

The following further particulars are hereby
supplied:

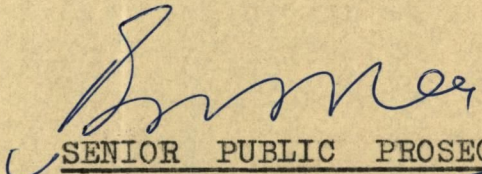
Question 1:

It is alleged that each and every accused did during the period 8th April, 1960, to the 10th May, 1963, become or remained a member of the organization and furthered the aims of the organization by so becoming and/or remaining members or by taking part in the activities of the organization in any way and/or recruiting or attempting to recruit members and/or soliciting payment of money or dues to the organization. The exact dates, times or places are to the prosecutor unknown except insofar as it will inter alia be alleged that all the accused attended a P.A.C. or Poqo meeting during the lunch break ^{during} about September, 1962, at the Brooklyn Chest Hospital.

Question 2:

It will be alleged that the offences were committed at the same place in the jurisdiction of this Court at approximately the same time and that the accused may be charged together by virtue of Section 12(6)(a) of Act 44 of 1950.

Yours faithfully,


SENIOR PUBLIC PROSECUTOR.

CT/SO

Dec 93/63, 12/7.

'C'

W.A. Jacobs

JK/GET

MR. KUDO

15TH AUGUST, 1963.

THE PROSECUTOR,
REGIONAL COURT,
CAPE TOWN.

DEAR SIR,

RE: COASTER BUDAZA AND 3 OTHERS ATs THE STATE.

WE ARE IN RECEIPT OF THE FURTHER PARTICULARS TO THE CHARGE FURNISHED BY YOURSELF YESTERDAY AFTERNOON.

COUNSEL ADVISES US THAT THE PARTICULARS SUPPLIED ARE QUITE INADEQUATE AND ACCORDINGLY WE WISH TO INFORM YOU THAT UNLESS MORE PRECISE AND FULLER PARTICULARS ARE SUPPLIED, APPLICATION WILL BE MADE BEFORE PLEA FOR THE FOLLOWING :-

- (A) THE FURNISHING OF FULL AND PRECISE PARTICULARS TO THE CHARGE AND SHOULD SUCH PARTICULARS BE NOT FURNISHED,
- (B) THE QUASHING OF THE CHARGE ON THE GROUNDS OF VAGUENESS, EMBARRASSMENT AND LACK OF PARTICULARITY.

YOURS FAITHFULLY,
JACK KUDO & CO.

PER:

J. KUDO.

C.C. CLERK OF THE COURT.