

MCH 91-66-10-A

Further Parts,
Injuries.

BROOKS versus MINISTER OF JUSTICE and OTHERS

PLAINTIFF'S REQUEST FOR FURTHER PARTICULARS TO
DEFENDANTS' PLEA

1. Ad Paragraph 2:

- (a) At exactly what time(s) is it alleged that Plaintiff:-
- (i) attempted to escape,
 - (ii) was in a struggle, and
 - (iii) sustained bodily injuries.
- (b) (i) From precisely where in the building at Caledon Square is it alleged that Plaintiff attempted to escape?
- (ii) How did Plaintiff attempt to escape?
- (iii) Precisely where in the building is it alleged that Plaintiff received the said injuries?
- (c) (i) Do Defendants aver that the injuries inflicted on Plaintiff were justified in law?. If the answer is in the affirmative, Defendants are required to specify the grounds and /or circumstances and/or the statutory provisions or common law principles upon which they rely in support of such contention.
- (ii) Full details of the alleged struggle are required, including particulars of the names .. /

2.

names of the persons who participated therein, what form the struggle took and what the role of each participant was.

(d) (i) Defendants are requested to plead specifically to each of the allegations contained in paragraph 5(b) of Plaintiff's Declaration.

(ii) If it is alleged that the injuries were inflicted in a manner other than as alleged in paragraph 5(b) of the Declaration full and precise details are required of how each of the injuries was inflicted and by whom.

2. Ad Paragraph 4:

(a) Defendants are requested to plead specifically to the allegations contained in paragraph 7 of Plaintiff's Declaration as amplified, in particular to the allegations relating to the various injuries Plaintiff says he sustained.

(b) If it is alleged that the injuries inflicted on Plaintiff differed from those alleged in Paragraph 7 as aforesaid, full and precise details are required of the injuries which Defendants admit having inflicted on Plaintiff.

(c) In any event, full details are required of all injuries which Defendants admit were sustained by Plaintiff.

Chambers:

28th May, 1965.

.....

W. COOPER S.C.

.....

A.L. SACHS