

The witness is sworn in and charges against the accused read to him.  
Witness for the prosecution F.41630 Pte. Wombold M.N. (W.N.M.N.)

Question by the prosecution.

Q.- Will you give the court your name and number?

A.- F.41630 Pte. Wombold M.N.

Q.- Do you recognized the accused?

A.- Yes sir.

Q.- Will you tell the court what you know of this alleged fray which took place on February the 14th?

A.- On the 14th of February the 14th, Tibbatts and I were coming from Wellington hospital, just after we had passed the bus stop at Wellington, there were four fellows, an elderly woman, a young girl and an English soldier in two streets adjoining. Tibbatts and I stopped to see what the arguments was about, and to hear what the four soldiers at R.M.S. had started for a minute Tibbatts and I and then the elderly woman, the young girl and the English soldier were on the ground. Tibbatts noticed my name, so I went back and Tibbatts was on the ground and three others were putting the boots to him. I intervened to help Tibbatts. One of the others hit me and knocked me down, when I woke up he came for me again, I jumped and hit him so he could not hit me, at that time, he hit me back and told him that Tibbatts and I were friends of his, so they left both Tibbatts and I alone and the four went along, then I got Tibbatts up and got him home. That is all, sir.

Question by the defense.

Q.- What were you and Tibbatts doing at Wellington that night?

A.- I was Tibbatts up there.

Q.- Was it dark?

A.- Quite dark sir.

Q.- At what distance would you recognize somebody?

A.- About twenty five yards.

Q.- Were there many people travelling on that night?

A.- Not many sir.

Q.- At what time was that?

A.- Approximately 10 o'clock.

Q.- Had the tube closed?

A.- I could not say it was about time for them to be closed.

Q.- You say there were not many people?

A.- No sir.