

9 A.

He was sober enough to perform his duty. He was taking a glass of beer I said to him: "Your duty and your time had enough." He answered yes I am going.

The extra guard was mounted at 6⁰⁰ p.m., the accused was present, and part of it. He was sober.

His evidence is read to the witness. This witness makes the following correction

In my answer was I meant to say between 5.30 & 6.00 p.m.

The witness withdraws

Third witness for production

No E 1018 Mr Charles Lemelin, 57th Med. Coy. (R.) R.C.A. being duly sworn is examined by the Prosecutor.

On the 15th of March, 1940, I was commanding a special guard on a hut, having in quarantine (Kot No 1) At 7.45 on that day I told the accused to get ready to take his post, on no 4 sentry post. That was at 8.00 p.m. At 8.10 p.m. I saw no 4 post vacant and the accused's rifle in the snow bank near by. I took the rifle to the office and reported the accused absent from his post. I placed another sentry on this post. The accused came back to the guard room at about 10.15

Cross examined by the defending officer