

Sobukwe:

Court appearances:

- 1) Tues. March 22: remanded to April 5.
- 2) 5/4/60: sat @ 22 orders appeared.
- 8/4/60: ✓
- 11/4/60: ✓
- 12/4/60:
- 13/4/60: ✓
- 14/4/60:
- 19/4/60:
- 20/4/60:
- 29/4/60:
- 4/5/60: judgment

15/4/60 Rev: 14/2 new app  
fined £300 & 3 m  
further con. court.

21 -  
22 -  
23 -  
24 -  
25 -  
26 -

Robert Fabukwe & others

~~283/60~~ L.173/60.

appeal dismissed, 8/11/60.

IL, Tol.

Evidence for defense:

Fabukwe

Nyagore

Mlauri

John Mubgale

Sept 4/4/60 ✓

8/4 ✓

11/4 ✓

12/4 ✓

13/4 ✓

14/4 ✓

17(?) 19(?)/4.

25/4 ✓

29/4

arrived: 1 to 23.  
acquitted: 8, 20, 22, 23.

No. 1 arrived:

Robert Fabukwe, 684 Mofolo  
Village, Fly, Lesotho, 35 years,  
Mntshu-male.

2. Lhalla Mntshu. 3. Nyagore Mntshu. 4. Mphahlele Mntshu.  
all are now held off-lease.

5. Selby Ngendane, Xhosa

6. Leana Mlauri, Lt

7. Karette Mntshu, " " " " Mntshu

2

K court, Mag's court.  
22/3/00.

All applications made to 26/3/00.  
agreed.

Subt requested ad accused  
be allowed to attend funeral at  
Wesley. Mag's cited All to  
attend suburbs about it.

26/3/00: ad rounded to 4/4/00,  
L court.

"accused 1/0 (alleges) it some  
of accused have been arrested by  
Police & prison officials."

In further particulars:

Subt. alleged to have said at mag's

"I will lead you, I will be in  
front, what will happen if we will  
say to Ken go to where you are.  
The thing is the noise began to put  
food away put money away we will  
well for, we may not come back  
from where we will be going to.  
Purses, permits, Ken is Ken's website,  
its Parliament, done the website  
we want to fight here and one  
and for all."

Meeting at Alice, 20/3/00<sup>3</sup>  
Kodjunge.

It is wanted enough to  
leave papers at home, but they  
could be destroyed, the campaign  
had not been properly organized by  
"Fobukwe & the gang" & he had  
not appeared himself for several days  
next day.

↓ Campaign to be lauded for some  
"but we are differing within an  
organization."

---

Meeting of Fobukwe, 19/3/00

Charges: "between 1/9/99 & 22/3/00  
did "wrongfully & unlawfully  
".... advise, encourage, incite,  
remanded, and a promise 'that we' in  
general & now of New... to commit  
a crime...." - they want a law "by  
way of protest in a law.

~~alternatively:~~

Particulars to charge:

"The accused advised, encouraged,  
instigated, remanded, and a promise  
alternatively instigated, instigated,  
remanded a promise... by  
a) addressing gatherings of natives...  
and/or

+

b) printing, causing to be printed, distributing, assisting in the distribution, causing to be distributed, circulating, assisting in the circulation of or causing to be circulated, pamphlet, leaflets, bills, circulars and other documents; to solicit, support, maintain, and exhibit of the said address, pamphlet, leaflet, bill, paper, circular, and other documents being to advise, encourage, invite, recommend, aid or procure or abet in any route, subterfuge, removal or concealment or aid or assistance to destroy or not be in possession of or to fail or refuse to produce and/or of an authorised officer under section 13 of the said provisions both, known to be in contravention of subsections (a) and/or (c) and/or (g) of section 15(1) of act 67 of 1952, as amended.

Magis, J de K. de Pleinis.

legis resus.....

Magistrate noted:

Plea: "all I aimed referred to plead";

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Called on to plead; got a  
spokesman:

"Unshakable unpunishing your  
personal integrity & honor, for  
working, we refused to plead,  
because our intention is that we would  
while we are charged with a law made  
deliberately by a white man,  
specifically for the oppression &  
suppression of the party, and we officers  
who admit that we are persons  
while, & in his whole dream only to  
aimed in that and we don't feel  
that public can be done and a  
~~mountain~~ <sup>and</sup> ~~therefore~~ <sup>therefore</sup>  
refuse to plead."

Plays: entering a plea of  
n. guilty.

all to be identified by their  
number.

all aimed. told magistrates: they  
agreed to let they then spokesman,  
Daniel Popple, &

Interpret: that witness spoke  
French, has. into English -  
pinned out to 20 and did not  
understand French but if they would  
understand & explain.

crowded court - magistrate  
held / was to take off his hat -  
wanted he wd see it used,

Folmer Adung,  
Black Folmer.  
All referred to him  
as "Folmer".

For XX: "What would you  
say & after opinion about it  
for law is, wd you say they  
like it for law, & they like  
them? - Separately, they like them,  
they don't like them." ....

~~But facts question.~~

Ag. 67. →

S: Now, if it is correct to say

At it of pop hate it for law,  
do you think you can advance any  
reason why they, apparently voluntarily,  
continue to say them? - I cannot  
say why they wd carry & ref books  
if they do not like them.

S: Could one say that they want to  
carry them ref books because it law  
states that they should? - Yes, it could be said.

Q: Who makes these laws? - they are made by the Govt of the country.

Q: Is that Govt black & white?

The court: That is of no concern in this case. This court is not concerned with political aspect, but purely with legal aspect of this matter before this court.

Q: I want to establish a fact, if holding that the Govt has no moral obligation to obey these laws.

Court: Well, it makes no difference whatsoever, who makes the law, all this witness can say is that it is the Govt who makes the law. That is the only matter that is of any importance in this case.

Q: (to witness): would it be correct to say that the Govt may have refused to obey because they feared the consequences of disobedience? - Yes, it would be correct.

Q: So that we should assume that it is the duty of any of our Org. that was supposed to represent the Govt, would be to go and then a the fear? - That is correct, yes.

Q: The witness is also doubted by witnesses, "would it be correct to say that all the speakers here, sincerely stated the genuine grievances of the Govt about the laws? - Yes, they did so."

That is all, Sir.



And no 2, objected to word "Hants?"

Court: I must point out to you that this Court is not concerned with feelings in a matter where Regard regards words; whatever your feelings may be, whatever your personal feelings may be, this Court is concerned purely with legal aspect & it are before it and, where the authors have decided that it of pop. do be called 'Native's' & 'Hants' & that of Native people, it is not for this Court to suppose & say they are not to be called "Hants". This Court has not got that it is its duty, this Court has got no legislative powers; this Court is purely judicial Court.

Gabriel Ramabeya:

XX Agt:

"From my experience, as a member of the ~~the~~ Council, would you say that of people like that form a large class? — As far as my work is concerned I have always noticed that of late it has.

Would it be correct to assume that Regard regards here same, then ~~same~~ because they ~~that~~ fear & consequence of dispute here? — I cannot answer that question.

Court: I think it is really an argument rather than a question - ok, I see.

Court: He has already said it populates ramping it forward? - yes, no funds yet.

[Don crowding into court - magis ~~magis~~ all police stop then working - present claim "members of the public who were working in it, perforce, they attempted to subvert, & did, in fact, subvert, a witness on the veranda." (8/4/00).

Journalist Mallon: followed (1)

I referred to his notes as "gibberish".

Cates: had quoted I as saying at a meeting: "Paras, flonits, Res is their workshop. It's Parliament. Love it workshop, we want to fight, act, one for all."

I: Is it worth sense to go? - well, you talk in X & Y, & it interprets over interpreting into X & Y & in this case I did have to rely on his interpretation.

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Quets by and about  
accuracy of notes & knowledge  
of facts spoken by speaker.  
Rogis asked Mellini:

"Are you satisfied that these  
notes are a good & correct  
said by the speaker?" Yes, of course.

an outburst by Leballo

"This is a political case,  
I do not see any point why  
we have ... a law when we are  
concerned in politics. ... I don't  
see what purpose can be done  
here if it be all the affairs of  
this court are also being a stake  
in white democracy; then there  
can't be any purpose done to us, the  
best plan is to count, why  
must we give evidence here, and  
evidence that has absolutely been cooked,  
rotted, soured & suppleated?"

Court: The politics of the country  
are certainly not an issue  
here, there is just a question of  
whether a law has been introduced -  
not your rights or your usual rights. ...  
(A young of government when Leballo  
brought down his penic.)

Ut Frans Jacobus Standa.  
Newlands Police Station -  
about 15 men there on 21/3/03.

Moroko: ~~was~~ <sup>43 men arrested</sup> about 30 men  
at about 10am appeared  
then for not being found.

4 i fante Louis court  
2 i this court

found at Kiptei: ±15.

Two pamphlets on Road 26:

Headings | 1) "calling to notice, no bail, no  
defence, no fine!"

"This is all that you people  
have been wanting for... God save  
you & the people." Signed by  
signed by Sobukwe.

2) "Let me forget"

Further Native Township Police Station:

18 men  
Headings →

Pamphlet: "The Union has come, the  
great awakening has started. Armed  
struggle against the pass laws."

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Johannes Dotes. Det - Sgt. J. P. M.  
Went in tot to 684 N. 1st St.

He seized docs, wrote out a  
let. o. Hen & tot signed it.

2/3/60 at 11:25 am, in

"Ker" in ~~the~~ lounge of:  
& seized ~~it~~ up — Had search  
warrant

The African  
all African People Conference (the  
same of Freedom No. 14) ~~traj~~

Then took tot to security  
to his office —

seized docs, drew up let. &  
tot signed it.

This at 1 pm.

Liberalism dated Oct 1959

Letter from P. Anna 18/3/59.

Tot did not have his  
pass with him. At his home,  
I asked tot for his pass & gave  
it to him.

(Personal notes  
"Please: all ~~the~~  
Accused  
Refuse to plead."

for Kdu: Carl went for a Nat lease  
to his house to read & see  
the...

Mordyunge: arrested on 24/3/00.

Magistrate for: [but left  
police ~~don't~~ <sup>don't</sup>  
alone]

- giving all assumed offsets.
- to ask internet numbers.
- + quest: questioning  
array of notes taken at  
meetings & where do some  
docs mixed really did  
belong to assumed.

(The name  
& arrested at  
home: 4-2000-1000)  
(19/2/22)  
(19/2/22)

(AV - fd at  
16/3/00.

Hand 18 role: pamphlets distributed,  
negate all x fares must go on.

Flat Handson's police  
Mordyunge, Masoganye,  
Mordip  
see Handson's  
asked for leaflets so he  
rd distribute them -  
handed some out &  
went off w + others

"I delete" ?  
Advertising seeking to  
challenge the "X files" actually 14  
must go leaflets actually  
distributed by PAC.

2 Investigative offices (for some questions)  
Det. Leantok (Herdik Cornelis Jacobs)  
Sgt. Fergeant (Carl Joseph Pitout)  
(Dirke)

Capt JG de Wet Speyn.  
i.e. command, Orlando  
Police Station

8.20, 21/3/87.-.

Knock on his door, "was an  
advent hunter man" - Sgt. (another man  
behind Sgt.)

"I asked him what I should do  
for him. He said 'I don't know'.

Sobekme, we have no names  
of we want to police to arrest  
us."

Key: "I'm busy and you  
must wait a bit." Told him  
to wait outside the police station  
fence, near the trees.

flurry of ulcers 15  
and no G objected  
to way & white  
and beg identified  
by police witness  
claimed beg had been  
pinned



Fab & 2 others went there.

150 to 200 black men & women were there.

"They put up the field up their thumbs & shouted 'afike' It caused a noise & I gave them to understand that they must stop it or I would take steps. I had ~~no funds~~ did not again have reason to want them."

Late Feb & some of them taken away. - 9 of them.

+ 3 or 4 dozen arrested for false law charges.

XX by Feb: denied he was angry "angry" but said he was "amused" at ~~being~~ at Feb knocking on his door.

admitted he did not know the form of salute was NAACP salute - thought it was like salute from 1933.

A rep for 2 years.  
Told him it "figured":

"If there is any hypocrisy in the hearts of false work there is going to be trouble."

XX by no. 6: you ~~had~~ ~~decided~~  
 what did you do after ~~and~~ No. 1,  
 Sobukwe, to take his people out?  
 - I returned with ~~to~~ work  
 which had ~~had~~ been interrupted.

Net n'n gedagte en wesen  
 hulle tentye te gaan?

- To return to whom?

Count: To the pop outside.

No. 6: Sobukwe & his men? - If I had  
 time late in the day, as I had had  
 him, if ~~my~~ when my work  
 allowed it, then I would have sent  
 for him and given attention to what  
 he wanted.

Kantu Admin, Market Street: pages issued;  
 Recd. July 1953 to Decembe 1959: 696,170.

Issued Oct 1958 to date: 290,346.

August was Schermetek.

heard of a certain issuing  
 ref books.

XX Sob: I take it that you're not  
 concerned of course with feeling  
 of the pop who come to get these  
 books, that's not part of your business  
 at all? - No, I'm only here to give you  
 the figures.

You not aware & what they  
feel about these books? - It is  
none of my concern, I am a  
wrote servant & I do my work.

asked if he was aware ~~the~~

\* But period on which he  
was aware of there info was  
feeling on a part of some of the  
people about justice, he said!

In my official capacity I have  
not come across any ill-feeling  
towards them, they've always come  
forward eagerly to get these books  
& especially now after the incidents  
which have been reported."

No I am not!

Do you have a reference  
book yourself? - I beg your pardon?

Do you have a reference book  
yourself? - I have an identity card.

Is it a reference book? - That's  
none of my concern, that's what  
a law says down I should have  
& I have it.

Court: to no 3: I don't think  
you should ask such  
nonsensical questions... when you

you start asking & writing, which  
our identity, and earned by  
Europeans is a reference book  
earned by a non-European, a  
native, you know you are asking  
nowhere and you're just waste  
wasting a time of a this court:

2/3/80: Duke  
went to island  
of the 8 of the 9  
removed 10  
"Kantner" 8 of  
which before  
court.

signed duplicate  
at Lepollo's  
for island in re -  
Cello of Sept 10, 1959  
from Lepollo, not reg,  
to all branch recipients.

"wasve!"

~~Handwritten:~~  
Samples:  
① Calling to  
Native, No  
fail, ~~defence~~  
no defence,  
no fine.  
② Names must  
go over.  
No fail, no  
defence, no fine,  
or 20/3/80.

Warrant of arrest issued  
for those arrested on 21/3/50

No. 4 armed - caught reading a  
note at Marlborough Square after  
discussion on 22/3/50.

1. House first broken  
throughout
2. Organisations removed  
throughout
3. Proberganda bulletins  
removed
4. Planning next immediate  
suburban surrendering campaign
5. temporary OK good but.

Crown case closed  
Hurd 1-23: no witness to call.  
No 1 depts to give evidence under  
oath.

" I am president of the (ANC)  
linked to the fascist movement  
at the inaugural convention of the  
(ANC) held from 4th to 6th of  
April 1959. all the leaders of the (ANC)  
were formerly members of the (ANC),  
but together with those who had  
further views are seeded from the  
ANC, i.e. the (ANC), in Nov, 1958. chiefly  
but, an organization aims at the  
complete overthrow of white  
domination & the establishment of a

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non-racial democracy in (SA) as well  
as throughout the whole continent of  
Africa. It is our conviction that (SA) is  
an integral part of the continent of  
Africa and cannot therefore solve  
its problems in isolation from it  
with disregard to the rest of the  
continent. For that reason therefore,  
we regard it as our historic role  
to contribute towards the development  
of the United States of Africa. In the  
language of our movement that  
(SA) of Africa will stretch from Cape  
Town, Harare to Madagascar. For the  
same reason, thinking on a  
continental level, we stand for  
part of the Af, by the Af, for the  
Af, with everybody who sees  
his only allegiance to the continent  
of Africa and is prepared to accept  
a democratic rule of the African  
majority being regarded as an  
African. Our analysis of the SA situation  
situation has led us to the conclusion  
that we can best achieve our  
objectives by clearly defining our  
ultimate goals, & drawing up a  
programme of action which we shall  
boldly and faithfully pursue instead of  
reading to the legis of the white  
parliament as it flows from  
the parliament. We decided to bring

about the immediate abolition of the  
 fair laws because it was the  
 immediate needs of people.  
 That was their demand. Before I  
 proceed with present case, if  
 possible, I wd like to give  
 picture of a broad structure of an  
 organization. Right at the bottom  
 of organization, forming a nucleus  
 so to speak of organization, are  
 the general members, 10 to 15  
 more or less constituting  
 constituting a branch. Each branch elects  
 a branch executive. A number of  
 branches within a specified area  
 constitute a region & each region  
 elects a regional executive. Above the  
 regional executive stands the  
 National Executive which is  
 responsible for the implementation of  
 decisions of the Nat. Conference  
 during the free periods or session  
 when the Nat. Conference is not  
 meeting. ~~from~~

+ from Nat executive, you are  
 elected for the Nat Working Committee.  
 Above all there is the National  
 Congress, etc.

The anti-fair campaign  
 first word known or heard is by  
 by a fair campaign. It  
 immediately its details were

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would know, & also fraud  
dissociated itself, through Madynson.  
So then expelled him from NAC.

"Circulars were printed &  
distributed to the members of the  
org & on the 1st of Paul, on Monday,  
in obedience to a resolution they  
had taken the members of the (NAC)  
uncovered themselves at various  
public places throughout the country."

~~No question as to~~  
XX by No 5: gave membership of  
NAC as "more to 200,000".

said the figure of 35,000 is  
deliberately released  
but in fact at the time actual  
figure was 100,075.

Who knew about the (numbers)  
date before Paul 18?

"I was the only one who  
knew about the date."

XX by No 7 (Nizbe):  
what do you mean by white



You spoke about 10 yrs ago  
in the organon; it is the complete  
overthrow of white domination. What  
do you mean by white domination?

- By white domination I mean  
exclusive control of all legal  
legislative, administrative, economic,  
military power in the hands of a  
minority of whites.

You spoke of a govt of the  
by the people & for the people. Could you  
elaborate on that a bit, what do you  
mean by it exactly?

- Briefly put it means govt of  
the majority, irrespective of one's  
colour or creed. It means loyalty  
of course ~~to~~ of everybody to the  
government of Africa. It means  
democracy as we have been taught  
it by the West.

KK no. 7.1

Who allowed to join NAC - all  
of, over & age of 16.

What is an Af? - an indigenous  
person of this land, of Africa.  
How wd you classify the Libat  
Bushmen & the Hottentots & Coloureds?

- They are Af.  
because they are in ...? - because they  
are indigenous.

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How many races are there in  
SA? - There is only 1 race, the  
human race.

Do you imply that it is, & way  
you have described these races, & the  
white of this country belong to this  
race? - Correct.

Why did you secede from ANC?

- There were a number of reasons  
but it was generally on a question of  
ideology, principally on a question of  
ideology that we differed because  
the ANC at that stage, having adopted  
a programme known as the Freedom  
Charter stood for what is known as  
multiracialism which we have called  
because we say that multiracialism  
simply means a shuffling of the prejudices  
& the bigotry that afflict the present  
society to a new society. The ANC  
differed with us on the question of  
nationalism which we regard as a  
science really & an ideal. There were  
certain aspects also of the Freedom  
Charter which we disagreed, particularly  
the preamble to the Charter which we  
regarded as dishonest because it  
claimed that we are people of the white  
& black, workers, employers & I love



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fact it they have a real historical  
experience - an experience of  
superiority by it which from  
Europe. It is also our conviction  
that they have a romantic destiny,  
that as a nation they have to  
contribute to the future & wealth of  
human nature & civilization.

---

XX Present:

(Change old-fashioned notions  
- reluctant to identify it  
national identity)

"I'm prepared to answer  
every question concerning me  
but I would not like to  
insult anybody here."

(Only when necessary did he  
consent to answer did he  
identify [L'Alto].)

---

Pro's first speech by him at  
national conference:

"I thank the conference for the  
mandate it has given us. I would like to  
appeal to all of us, not to  
divulge the secrets of our movement  
to white people, we are not  
going to discuss our methods of  
fighting for laws, states

campaigns etc, otherwise everything can  
be a colossal failure like a "photo  
boycott" - Do you recall that? -

- I don't feel much resistance,  
hardly? - I don't think I'll be capable  
of talking much resistance.

(M. Tomagin): I'll accept it, but I won't make it  
any further.

[3 undisciplined: heading]

- names must go now.
- alerting & notice
- calling & phoning.

issued  
a few  
days  
before.

only one who gives  
Paul 21 as launch date.  
"we pay no bail, no defense,  
no fine, this is

a call ~~at~~ & of people have  
been waiting for. It has come.  
On Monday & 21st of March.  
1960, we launch our positive  
defensive campaign in 4 fair  
laws."

only 2 issued by Nat working  
committee: names must go now  
+ calling & notice.  
Notice at alerting & notice  
issued by groups

affluent demand for  
total abolition of the poor law,  
with wage of £35 per week  
throughout the country,

+ a guarantee that no matter  
what be determined as a result  
of the campaign, the orders not  
submitted.

I. It be had decided on the  
"nature of the campaign" about  
3 weeks to a month before.

Request yourself told if it is  
possible on the night of ~~Nov 18~~  
evening of Nov 18.

Invitations to NKC & CP

to take part:  
for the reply from  
NKC refusing to  
associate themselves in  
any campaign.

OK by No 5: Is you are a faithful  
organizer? - Definitely not.  
Do you refer to numerous things  
a policy of a organizer - Not at all.



# 4/5/00 Judgment.

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~~Referred to evidence~~

At ~~the~~ considerable use  
of words, before launching  
campaign "every reasonable  
device & art

"a very strong appeal was  
made to these objects, every  
reasonable device and argument  
being used to prove to them how  
they were suffering as a result of  
this offensive law and how they could  
their noses to utopia of freedom  
from inflation, from asset &  
raids & of increased wages which  
we follow this campaign until  
it is not fair if the (MTC's) instructions  
were faithfully obeyed."

It is evidence, proved  
that it aimed "acted in concert  
& in furtherance of a common purpose,  
namely" -

not guilty: & delayed  
other, guilty of the charge of  
making banks to persons,



for those who write others  
to report officers by way  
of protest for violating  
laws.

No 1 & 2 address sent in  
subscript.

Assoc. is fine of 15000  
paid for 1 year a ball.

"Not only was it your  
object to flood the field with  
unscrupulous swindlers & Native  
people, but in the manner you  
intended to paralyze trade & industry  
and so undermine the economy of  
country in order to compel it  
to give to change its laws. Whether a  
law is unjust or is considered  
unjust or not, the law of the land  
must be obeyed. The law done  
by you, both deliberately & irresponsibly,  
is devoid of agreement. This court  
~~must~~ must accordingly impose  
adequate sentence, not only as a  
penalty to you but as a deterrent  
to others who may be similarly misled."

20/4/00. SA Sikkane,  
 Marson Hane,  
 Commission: First Jly  
 lodged appeal..

- judgment. find at law for  
 Crown failed to discharge its  
 onus -
- judgment is weight of evidence.
- Denbars, evidence.

appeal: sentence confirmed  
 8/4/00.



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