

COURT OF QUARTER SESSIONS,

WEDNESDAY, JULY 23.

(Before WILLIAM FOSTER, Esq. (Chairman), and WILLIAM MACPHERSON, Esq., J. P. and the usual Juries.)

John Morrison was indicted for stealing a shawl from Mrs. Elizabeth Clarke, at Sydney, on the 10th June last. The prisoner snatched the shawl from the prosecutrix in Castlereagh-street, between 7 and 8 o'clock in the evening, but was pursued by a constable and apprehended. The stolen article was found in the direction from which he ran. The Jury found the prisoner guilty; and the Court, in directing him to be worked in irons on the public works of the colony for two years, remarked that the offence of which he had been convicted amounted to nearly a highway robbery.

John Brophy and James Falvey were indicted for stealing twenty-four looking glasses, one hat, some cotton prints, and sundry other articles, in all of the value of £15, at Sydney, in the month of May last, the property of James Miller; and William Orton was charged with receiving part of the said property, well knowing it to have been stolen. The prosecutor is a hawker, and on the day laid in the indictment got intoxicated, and lost his tray of goods. He was wishing to fight with several persons in the street, and among the rest with the prisoner Brophy, who he swore took away his hat just before the rest of the property was stolen. The prisoner Falvey was given in charge in the evening on coming to the prosecutor's house to endeavour to make up the matter, and procure Brophy's release. The prosecutor also swore, in which his wife joined, that in the course of the afternoon, Falvey also came to their house, and said that if Brophy were liberated, he would undertake to get the property restored before sunset. On referring, however, to the depositions taken at the Police Office, it appeared that Mrs. Miller had not before sworn to that important circumstance. The prisoners called several persons in their defence, from some of whom it appeared that Brophy was dissuading the prosecutor from fighting, and that instead of taking his hat, he was putting it on his head after it had fallen off. The witnesses for Falvey proved an *alibi*; in addition to which the prisoner received a good character from Mr. Keith. The prisoner Orton called evidence to prove that the looking-glasses found in his possession were of which was suspected in his