

WANGARATTA POLICE COURT.

Thursday, 14th January, 1869.

(Before Mr W. Piper, P.M.)

Joseph Barrow was charged with assaulting *James Byrnes*. He pleaded not guilty.—*Mr Thompson* for the prosecution.—*Mr Norton* for defendant, who wished to know whether the plaintiff intended to prosecute. The plaintiff said he was not anxious to prosecute. The police said they had a great deal of trouble with the defendant. *James Byrnes*, sworn: Live in Wangaratta; know the prisoner. On the 8th of this month he was drunk, and ran after me with a spade. He knocked in my door; the spade did not hit me. I ran away; I went to the police for protection. I swore an information to the effect that the defendant had unlawfully assaulted and beat me, putting me in bodily fear; the information is correct. He made a dent in the door with the spade. I know where *Barrow* was arrested, about a mile from town. I was in the company of the police looking after defendant.—*David Ryan*, sworn: Know the defendant. On Friday last saw him in the yard, and afterwards saw him take up a spade and knock in *Byrnes's* door, and saw him chase *Byrnes* with the spade in his hand.—After hearing further corroborative evidence, *Mr Norton* said he could have understood the action of the police if they had prosecuted for wilful damage of property.—The Bench thought the defendant was very outrageous in his conduct, and ordered him to be imprisoned for fourteen days.

Joseph Barrow to show cause why his recognizances should not be estreated.—*Mr Norton* for defendant, said there was no assault.—Recognizances to be

was no assault.—Recognizances to be estreated.

Joseph Barrow was then charged with being drunk and disorderly, and pleaded guilty.—Fined 5s, or in default twelve hours' imprisonment.

Charles Spearing was charged with using obscene language in a public place. Mr Thompson for prosecution.—John Moore, sworn : Am a barber in Wangaratta, and know the defendant. Yesterday afternoon he had some words with me, and said I was a prisoner, and in a very awkward position. He said I was nothing but a s— and a b—, and that he knew me.—By defendant : Mr Caher was present, and two or three children also at the time.—Mr Caher, sworn : Recollect seeing Charles Spearing and the defendant wrangling, but was not paying much attention to them.—Mr Spearing said the plaintiff had accused his brother of having robbed him twice, and retaliated by calling him a liar.—Fined 5s.

Connors v Barrow, £20 16s, wages.—The defendant pleaded indebted.—Mr Lamont for plaintiff, and Mr Norton for defendant.—Verdict for amount, with £1 3s 6d costs.

Ryan v Spearing, claim for £2 1s.—Mr Thompson for plaintiff, and Mr Lamont for defendant.—A certain amount had been paid into court.—Case dismissed, with 2s 6d costs.

Duncan v Coe, claim for £1 18s, goods sold and delivered.—Verdict for amount, with 10s costs.

James O'Brien was charged with assaulting his mother. Mr Lamont for plaintiff, and Mr Thompson for defendant.—Mary O'Brien, sworn : Is the mother of defendant, and lived in the same house with him for eight years.