

HT IN BAR

Locks Were Not Answered

MAN'S EXPLANATION

Garda Sergeant knocked for thirty minutes at the local licensed premises so then retire without being permitted to inspect the bar, which was lighted at 1.30 in the morning. He was told at Rathkeale that the bar was closed on Monday, when the publican, Main St., was charged with a breach of the licensing laws.

Mr. Cooney, Adare, prosecutor, Mr. Seamus Casey, solicitor, and the licensee, Mr. Burke, said that on the night of April 23rd last, at 1.15 p.m., he noticed a light in the defendant's licensed premises and went to the door, heard voices inside and decided to enter. He knocked at the door and got no reply. After a delay of a few minutes, witness knocked again but got no reply. He heard footsteps which he thought were going into the hall from the back of the bar.

REFUSED TO KNOCK.

After this, continued to knock at both hall and bar doors for half an hour, but without success. After being at the door for thirty-five minutes, he called upstairs saying: "A Guard outside the door." He also heard what he took to be the sound of a door being pushed over a creaking period outside he heard the light extinguished in an instant. His knocking was

continued by Mr. Casey, who said that at the time he was at the bar the light was still on. He could not be sure of the fact that this light was extinguished the next morning, having been on all night. He was told, he said, that he had seen two men addressing the public in the premises. He was told at 12.35 that morning that the defendant's name was O'Sullivan standing in evidence, swore before retiring on the night of the incident. He mentioned the evidence, a few minutes before he took his coat off, at his own home. He had closed his premises for the time and after he had retired, he and his wife went to the bar to get some tea. He put on the bar light and extinguished it after her.

THE BAR DIDN'T OPEN.

Returned to the bedroom and tried to knock at the door and it would not open because so many persons sought admission even up to that time. He said that the reference to the Sergeant to the defendant by somebody in the bar was that there was a light on the door, could have been a question asked by his wife in the bedroom: "Would that door be open?" He denied that anybody in the bar on the occasion said that the bar was closed.

DAMAGES GIVEN

Limerick Woman's Action

CASE IN THE HIGH COURT

A Limerick woman, who was knocked down by a man running for a bus, was awarded £1,300 damages in the High Court, Dublin, to-day by a jury.

Mr. Justice Martin Maguire entered judgment for the amount stated, together with costs for the plaintiff.

The action was brought by Miss Elizabeth King, 22 Mount Vincent, Rosbrien, Limerick, against Joseph Duggan, insurance broker, Summerville Avenue, South Circular Road, Limerick.

Miss King complained that on December 13th, 1945, whilst walking home she was knocked down by Mr. Duggan at the junction of O'Connell Avenue and Quin Street.

It was stated in evidence, also, that Miss King had been injured for life.

The defendant denied negligence and denied, further, that he had knocked down Miss King.

After hearing the evidence, the jury found for the plaintiff, and awarded her £1,300 damages and costs.

FIVE JUDGES

HEAR LIMERICK STATED CASE

In the Supreme Court for the past four days, Mr. Justice Conor Maguire (Chief Justice), Mr. Justice O'Byrne, Mr. Justice Murnaghan, Mr. Justice Geoghegan and Mr. Justice Black have been hearing legal argument in a case in which Michael Wallace, 2 and 3 Henry Street, Limerick, is seeking to eject Messrs. John Daly & Co., Sarsfield Street, from a stable and archway, constituting the ground floor of No. 3 Henry Street. Judgment was reserved after the hearing was completed yesterday.

The case, on foot of an ejectment civil bill, was first heard by the Circuit Court Judge in Limerick, who found in favour of the plaintiff. Shortly afterwards, it came, by way of an appeal by the defendants, before the High Court (Mr. Justice Black) on Circuit at Limerick, and the present hearing in the Supreme Court is of a case stated in law in the High Court.

The appearances in the case are as follows:—

For the plaintiff—Messrs. T. K. Liston, S.C., and C. Casey, S.C., with Mr. J. McMahon, B.L. (instructed by Messrs. T. K. Liston, S.C., and C. Casey, S.C.)

CITY TRAGEDY

Man Found Drowned

EVIDENCE AT THE INQUEST

An inquest concerning the death of John Conway (50), 10, Kileely Road, Thomondgate, Limerick, who was found drowned on Saturday night in the Shannon at Clancy Strand, was held in Barrington's Hospital, yesterday, by Mr. J. S. McNeice, solicitor, Deputy City Coroner, without a jury.

The proceedings were conducted by Supt. P. Collieran.

Dr. Francis Crowe said that John Conway was admitted to Barrington's Hospital at 11 p.m. on the 12th June and was dead. On the following day witness carried out a post-mortem examination on the body and found that death was due to asphyxia, following immersion in water. There were no marks on the body.

Mr. Michael McDonnell, 2, New Road, Kileely, said that he and a Thomas O'Flaherty were returning from the city by Clancy Strand at about 11 p.m. on the night in question. At the slip opposite the Curraghgow falls witness noticed a man's cap. On investigating witness observed the body of the deceased floating in the river, and there was about 4 to 5 feet of water there at the time. When witness and his friend took the body from the water they saw that the man, whom they did not know, was dead. There were steps leading to the point of the river where the body was found.

Stephen Conway, brother of the deceased, said that he last saw him alive at 2.30 p.m. on Saturday last. He next saw deceased at Barrington's Hospital where he identified the body. The deceased was aged about 50 years, single and a labourer. He was delicate and did not work for years. He was attended by Dr. Feely some two years ago for pneumonia, and Dr. Crowe attended to him in Barrington's Hospital about three weeks ago for a rheumatic knee. When witness last saw him he was in his usual health. His nerves were very bad, but he never threatened to take his life.

Thomas O'Flaherty, 21, Hogan Avenue, Kileely, corroborated the evidence of Michael McDonnell.

The Coroner brought in an open verdict that the deceased was found drowned in the Shannon at Curraghgow.

Sympathy was extended to the relatives of the deceased by the Deputy Coroner, and Supt. P. Collieran on behalf of the Gardaí authorities.

MORE ON STRIKE

SERIOUS SITUATION AT

LONDON DOCKS

KILMALLOCK COURT

Trespass Action

MOTOR AND PETROL CASES

At Kilmallock Court, before Mr. H. L. Conner, D.J.,

Edward Walsh, Millmount, summoned John Scanlan, Kilmallock, for trespass on his lands.

Mr. M. M. Power, solr. for complainant, and Mr. T. E. F. Bennett, solr. for defendant.

Complainant stated that on the 11th May the defendant trespassed on his lands. He had two greyhounds with him, one of them being at large. He went up and down on the side of the field.

Mr. Bennett contended that the public had a right to perambulate and go through the field in question, and that the right existed from time immemorial. People went there for 60 years back for the purpose of taking the air. He did not want to be associated with any damage done to Mr. Walsh, who had a grievance.

Complainant, in reply to Mr. Power, said he did not want his wishes to be flouted and he wanted to have some people put off his land.

A fine of 1/- with one guinea costs, plus out of pocket expenses, was imposed.

ALLEGED ASSAULT.

Kitty Irwin, Kilmallock, summoned Denis Sullivan, Ballinagaddy, for assault, alleged to be committed on May 24th.

Mr. M. M. Power, solr., appeared for complainant.

The complainant stated that on the said date she was in Miss Frazer's shop in Lord Edward St., and defendant was at the counter when she came in. He said to her to keep her mouth shut and that he would break her face. He struck her in the chest and she nearly fell.

Defendant, giving evidence, said the complainant faced him with her two fists over his head and used very bad language. He only shoved her back.

To Mr. Power—The first thing he said on entering the shop was to leave his name out of her conversation in future. He did not look for any kind of trouble. Her hands were near his face but not on it.

Teresa Sullivan (14), a relative of the defendant, stated that she was at Frazer's and saw Kitty Irwin running her hands over Denis Sullivan's face.

To Mr. Power—She had not discussed the case with Sullivan. He asked her to come to court.

The summons was adjourned for a month for the purpose of bringing in further witnesses.

FALSE DECLARATIONS.

Joseph Byrne, Church Street, Listowel, was charged by the Attorney General, at the prosecution of Mr. M. M. Power, State Solicitor's office, that "at Abbeyfeale in the county of Limerick on the 3rd September and 10th October, 1947, for the purpose of obtaining motor spirit he did unlawfully furnish information and make declarations which were false and misleading in the standard form or log T.4, supplied to him by the Department of Indus-

TOWN TO

A HAUNTED HOUSE

Miss Kate O'Brien, a distinguished Limerick-born lady, purchased a house recently which she found to be haunted. The house was the dispensary residence of a stone, Connemara, unoccupied during the years because of its possession by spirits of an unearthly sphere. Miss O'Brien paid £1,000 for the house, the owners, the Galway family, who were, no doubt, genuine purchasers. The house, incidentally, is not in the territory of the stories of Connemara regarding the existence of ghosts in the house. In the way, a lovely building amidst charming scenery.

★ ON LOUGH DERG.

After a lapse of several years the Killaloe Regatta has been held and to-morrow afternoon of crews will take to the spacious waters of the lake. In years gone by this regatta was very popular and a committee responsible for its revival feel that it will have its old-time appeal. Coming from Galway (U.C.G.), Limerick and other centres, so that competition is certain to be keen. A service is being run from Kincora for the occasion should the weather be favourable. A large crowd is expected. It is unnecessary to say that a day could not be spent in a more pleasant than Killaloe.

★ RIVER SURVEY.

The survey of the river taken in connection with the proposed development of the river is now completed. The preparation of the plan that should not be in the hands of the Harbour Engineer (Mr. O'Sullivan, B.E.) will estimate as to the probability of dredging the channel to a depth to enable the passage of bigger ships to the harbour. The Engineer has his other duties to complete the estimated cost of the scheme has been ascertained. Government will be asked to provide the necessary capital outlay, in any case, will be less than £300,000.

★ BISHOP WHELAN.

Most Rev. Dr. J. C.S.Sp., Bishop of Ower, Nigeria, will be made a citizen in the Town Hall at 8 o'clock on behalf of the citizens. Dr. Whelan, thirty-nine years of age, is the youngest Bishop of Nigeria.