
A Technical Assault

PULLED BY THE NOSE

In defending John Fuks, who was charged before Mr Gibson P.M. at Griffith, with assaulting Austin Alfred Hahm, Mr. L. H. Dickson told the court he was prepared to admit a technical assault of a very slight nature.

Mr. P. W. Blumer appeared for complainant. He did not agree with Mr. Dickson's intimation. Plaintiff feared defendant, who was an exceptionally big man, but would be satisfied if costs only were ordered and defendant bound over to keep the peace.

Hahm stated his holding adjoined Fuks'. On September 23 he was working near the dividing fence when Fuk declared "You burnt my bags." The allegation was denied and thereupon Fuks seized complainant by the nose, which he held hard. Defendant called him a — German, and then punched him on the head.

Witness told Fuks that he was on his own property, and defendant said "Get into my place then." Witness was caught by the throat and dragged to the fence. He was again struck on the head and blood was drawn.

Zillah May Hahm, plaintiff's wife said that he arrived home very white and blood was trickling down his face

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Fuks admitted pulling Hahm's nose but denied hitting him. He told Hahm to keep his pigs off witness' crop as they had been an annoyance for about eight months. He wanted plaintiff to see them and caught him by the shirt and nose, but he would not go. A threat was made that witness would lay poison that night. Witness declared that Hahm attempted to hit him with a shovel, which he took from him.

Fuks was fined £2, with £3/5/ costs in default four week's hard labor.