# WRONGFULLY CONVICTED

*An inquiry into the 'Amicale' arson*

## ANNEXURES

# ANNEXE 1

MAURITIUS POLICE FORCE

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28/10/99 (47

**The Police Medical and Scientific Division**
**CANDOS**

Address.....

*Head Office :—*
*Principal Police Medical Officer,*
Victoria Hospital, Candos.
Tel : 4-2133; 4-4917

MY REF: MLR: PLN 163/99

YOUR REF: OB 1538/99 Fanfaron

Date..... 02.08.99

FROM : Dr. B.H.Surnam - Police Medical Officer

TO : District Magistrate of Port Louis (North)

THRO : Superintendent of Police - PLN

**SUBJECT: Examination of Locus in Quo re. Case ARSON CAUSING DEATH**

On 23.05.99 at about 22:00 hours Mr Brunneau, Assistant Commissioner of Police informed me of the fact that the building "L'Amicale de Port Louis" had been on fire since early that evening and that there were dead bodies in the building.

At about 22:40, accompanied by Mr Rene, Assistant Superintendent of Police, Chief Inspector Fullee, other members of the Police Force and Fire Services, I visited Locus in Quo. The building had been partly burnt down. Logs were still smouldering. Half blinded, asphyxiated and intoxicated by hot thick toxic fumes of combustions, we discovered seven bodies in different parts of the building

I. On the 1st floor;

(a) In one room there were bodies of:

One male adult partly prone position and partly covering one female child holding a cellular phone.

One female adult, partly prone position and partly covering another female child holding a penlight.

One female adult covered by debris from the burnt building.

(b) In a corridor, one male adult in a kneeling position.

II On the 2nd floor;

There was the body of a charred male adult in a supine position with partial eventration of the abdominal organs.

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Photographic record of the position of the bodies were made; after which, I requested that the bodies be removed and be taken to Candos Mortuary House for further examinations and autopsies.

Dr.B.H.Surnam
Police Medical Officer

# ANNEXE 2

In response to your request for a report of an arson case where people have died as a result, I can outline the investigation of a recent case of a house fire arson in which six of the occupants died. The outline is provided to illustrate the approach used in such investigations, for confidentiality reasons it does not go into detail. The actual handling of an investigation will vary from site to site. This report was prepared by the fire service investigator, supported by forensic scientists. I was not involved as a member of the investigation team in this instance.

The investigation into the fire was led by the fire service investigator, but was multi-agency, involving the fire brigade investigator, the fire brigade incident commander (i.e in charge of the fire fighting operation), the police, the scenes of crime officer and two independent forensic scientists. Assistance was requested from, and given by, the landlord of the property and the electricity and gas suppliers in answering questions about the property. Police and firefighters who attended the incident were asked to give statements outlining their activities during the fire, and eye witnesses were requested to come forward to give statements. Prior to the investigation team starting their work on site there was an off-site meeting of all parties to determine their role in the investigation, in particular addressing the taking of photographs and samples for analysis and who would be responsible for their storage and examination. Because the circumstances appeared suspicious, the fire service, in conjunction with the police, had prevented anyone entering the premises prior to the arrival of the investigation team. On arrival a "common route" was established, so that only one entrance to the fire scene was used by all members of the team, who, after surveying the outside of the building entered the property by the least fire damaged entrance, photographing each room, and any significant items within that room, as they progressed towards the more damaged areas, finally arriving at the hallway, where the fire was presumed to have started, after the rest of the house had been examined. This technique allowed everyone who might subsequently be involved to see the condition of each area in an undisturbed state. It allowed each member of the team to suggest sampling which they considered relevant to their discipline, and it allowed all the samples to be taken in a professional manner and be recorded in a logical order (although subsequent sampling was required as the investigation proceeded). Samples believed to be contaminated with petrol were suitably bagged and taken for instrumental analysis, even though the petrol could be detected by smell. A fire investigation (sniffer) dog was also used to determine whether any other areas of petrol were present: it only reacted in the area where the smell of petrol was detected by the investigation team, but even if it had responded in other areas, the samples would have been taken for scientific analysis: sniffer dog detection is not accepted in the British courts as proof of the presence of petrol.

After the investigation was carried out, the report, of 54 pages, including photographs and plans, was written up by the lead investigator, drawing on the views of the other members of the group, and provided a step by step account of the investigation, with supporting photographs. The report included timings of the fire incident and details of the construction of the building, including plans and its level of maintenance. The headings used in the report were:

**Circumstances leading to the fire situation** this included a summary of how the fire brigade were alerted to the fire, and eye witness accounts.

**The Fire** this included details of the extent of the fire and what was burning when the fire fighters arrived; their actions in putting out the fire, including noting anything they moved, destroyed or opened/closed during the process. Statements made by individual firefighters on their roles were examined and extracts included if relevant.

**Details of the premises** this included plans, the type of property, its dimensions, the number of floors, the materials of construction, and typical contents.

**Fire Investigation** this outlined the membership and co-ordination of the fire investigation team, who were then briefed by the senior officer present during the fire fighting operation. Arrangements could be made via the co-ordinator to re-visit the scene if more detail was required by specific members concerning their expertise, and allowed a method of dissemination of information arising as the investigation proceeded, access to witness statements etc.

**Survey of the exterior of the property** this outlined the process, always carried out, of surveying the outside of the property involved to establish if there were any indications of unusual circumstances, such as a forced door or open window (not accounted for by the fire fighters), and to assess external damage, such as smoke staining. It also allows the best "common approach route" to be established and agreed. Such a survey also allows the investigators to get a "feel" for the fire before getting engrossed in detail.

**Survey of the interior of the property** this outlined the process of entering the property and systematically examining each room to assess the damage and the possible cause, establishing areas of most damage and examining such areas in detail, and taking samples as required.

**Origin of fire** this outlined the conclusions reached as a result of the surveys, allowing the observations to be assessed to give an agreed indication of where the fire started and how it spread.

**Examination and excavation of fire scene** this outlined the detailed search undertaken in the area identified as the most probable point of origin, to investigate further for evidence of the fire having started in that area: to look for ignition sources, accelerants and burn patterns. This is undertaken carefully in case other areas would need re-assessing at a later stage.

**Fire loading in area of origin** this outlined how the fire would be expected to develop if the materials typically present in the area had been involved in the fire: if the fire damage was more than would typically be expected it would be indicative of the introduction of flammable material/accelerant etc.

**Possible causes of ignition** having established a probable area of origin possible fire sources in that area, such as electrical apparatus or switches, gas appliances etc were identified to establish whether they could have caused ignition or could be eliminated as fire sources.

**Fire development and spread** having established the most likely area of origin the interior survey was re-examined to confirm that the damage caused throughout the property was consistent with a fire starting in the area suspected. This process may indicate a second area of fire.

**Cause of fire** this was a statement of the most credible explanation of the fire, and the conclusion which was to be presented to the court as necessary

Subsequent to this report being prepared, specialist reports concerning the laboratory work were fed into it to reinforce or expand the findings. All the samples taken were given unique exhibit numbers and stored in a suitable manner to avoid contamination, and were made available to the defence for their examination if required prior to trial. The main report was also made available for defence review prior to trial.

V.C. Morris

# ANNEXE 3

MAURITIUS POLICE FORCE

# FORENSIC SCIENCE LABORATORY

*Your Reference :* **OB 1538/99 Fanfaron**

*Our Reference :* **FSL(C) 1714/99**

Reduit
☎ 466 1239
*Date* **22 June 1999**

From : Scientific Officer(Forensic Science) – (D BEEHARRY)

To : Superintendent of Police – Port Louis (North)

Subject : **FORENSIC SITE EXAMINATION OF 'L'AMICALE' RE CASE OB 1538/99 FANFARON**

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I hereby certify that:-

On 24 and 31 May 1999, at the request the Police and in the presence of Inspector KARUMTALLY I performed appropriate forensic examination of the premises occupied by "L'Amicale" at Port Louis.

## STRUCTURE

2. The building of concrete construction is situated at the corner of Royal Road/Anquetil Road and occupied the first and second floor. The first floor consisted of a game parlour, administration booth, kitchen and toilet. The second floor housed mainly a restaurant and toilets. A flight of steps from the Anquetil Street was the main entrance leading to first floor (the game parlour).

These two floors were air conditioned. The windows and doors of both floors gave access to open balconies. All the windows were burglar proofed with heavy iron bars. Because of the air conditioners all the windows and doors were closed.

Both storeys had false ceilings, walls panelled or draped, floors carpetted and plywood partitions.

## POST FIRE SCENE

3. The false ceilings, draperies, carpets on both floors together with contents (gaming tables, wooden counter, chairs etc) were completely destroyed by fire. The whole area was covered with a thick layer of charred debris and fallen concrete plaster from ceilings and walls.

FORENSIC SCIENCE LABORATORY
Date 23.06.99
MAURITIUS POLICE FORCE

*Your Reference*

*Our Reference*

Reduit
☎ 466 1239

*Date*.....

The fire seemed to have been more intense in the first floor probably because of the interior decorations, carpet, false ceilings, wooden furniture and other related combustible materials.

The second floor, housing the restaurant also showed similar fire effects involving total destruction of wooden counter, false ceiling and draperies.

4. After a general search of the affected areas, I made the following significant observations:-

(a) There were no diagnostic features indicative of any explosion.

(b) Several rough stones were scattered around on the open balconies, with few landing inside the building. The general scattering on balconies was due to the fact that when these stones were thrown, they knocked against the walls or closely spaced iron bars of the burglar proof of windows and doors and fell down on the floor of balconies.

(c) There was a charred hole midway in a plywood partition on the staircase. From this hole fire spread to a ground level shop damaging contents.

(d) The upper portion of the flight steps (and surrounding) leading to the game parlour showed evidence of very intense fire, although there was very scanty combustible material in this area.

## CONCLUSION

The extent and intensity of fire, the rapid rate of fire spread on both first and second floors as well as on the staircase denoted, in my opinion, the use of a highly volatile liquid and inflammable fire accelerant and the existence of multiple seats of fire which merged together during the conflagration.

This fire is of malicious origin.

FORENSIC SCIENCE LABORATORY
Date 23:06:99
MAURITIUS POLICE

D BEEHARRY
SCIENTIFIC OFFICER(FORENSIC SCIENCE)

# ANNEXE 4

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Making Sense of Science

4

# A REVIEW OF THE FIRE SCIENCE EVIDENCE PRESENTED IN THE ALLEGED ARSON AT L'AMICALE, PORT LOUIS, MAURITIUS

**Report No.: 19672-13-148**
**15 pages**

**17th May 2013**

**Commissioned by:** **Shameer Hussenbocus**
**Barrister**

**Reference:**

**Author:** **Vincent Morris**
**BSc, BA, CChem, MRSC**

V.C. Morris

Bericon, Blythe Park, Cresswell, Stoke-on-Trent ST11 9RD
T: 01782 394929 F: 01782 394931 24hrs: 07834 838 776
E: enquiries@bericon.co.uk W: www.bericon.co.uk
*Registered in England No. 1677361*

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Making Sense of Science

1. Bericon has been instructed by Shameer Hussenbocus to review the scientific evidence, relating to the fire aspects, prepared for and presented to the court following the suspected arson at L'Amicale, Port Louis, Mauritius. The fire at the premises occurred on 23rd May 1999.

2. I, Vincent Charles Morris, have been asked by Bericon to carry out the review. At the time of the request I had no previous knowledge of the fire, and I know of no connection with any parties, witnesses or advisers which could lead to a conflict of interest with regard to the matters under consideration in this case. It is my intention in this review to offer a critique of the Forensic Science Examination Report and the court exchanges concerned with the case and to highlight areas of possible concern. It is not my intention, and would be unsafe with the limited information available to me, to offer an explanation of how, where, or by whom, the fire was started. I am aware that the investigation was carried out, and the report produced in 1999, and that since then both forensic investigation techniques and awareness have developed. My review is based on the current techniques, knowledge and approach to such investigations, and any comments made within the review must be read with that qualification. My experience is within the UK legal system. Although the approach and standards of professionalism expected of an expert witness should be similar throughout the world, the presentation of results and the way such results are interpreted in the courts may vary between different administrations; again any comments made within my review should be read with that qualification.

3. I hold the degrees of Bachelor of Science and Bachelor of Arts. I am a Chartered Chemist and a Member of the Royal Society of Chemistry. I have over 40 years experience as a consulting scientist, including a period of 9 years as head of the British Railways Fire Technology Team and a further 9 years as head of the Group of which the team was a part, during which time I investigated numerous fires in domestic, commercial and industrial properties, as well as in vehicles, and carried out hundreds of fire tests. I was a member of several British Standard committees involved with reaction to fire, and was a member of the Home Office Working Party reviewing the Furniture and Furnishings (fire) (Safety) Regulations. I have given expert evidence in Magistrate, Crown and Coroner's Courts and at formal inquires. I have acted as the fire consultant to Bericon for over eight years.

4. On 22 April 2013 Bericon received electronically from Shameer Hussenbocus the following items:

(i) Forensic site examination report of L'Amicale building, dated 22 June 1999, consisting of two pages;

(ii) A transcript of the examination in chief and cross examination of the maker of the above report, consisting of eight pages;

(iii) "Examination of exhibit" report of debris collected from inside the building, dated 22 June 1999, consisting of one page;

(iv) A total of 18 photographs (17 images, one photograph is a duplicate) taken at the scene. These photographs are neither indexed nor annotated. There is no indication as to whom took the photographs.

(v) Bericon subsequently received an e-mail from Shameer Hussenbocus, dated 25 April 2013, listing 17 specific details concerning the fire, and asking five questions concerning the initial investigation. I have no knowledge of the Shameer Hussenbocus' source of the 17 details. Where relevant I have incorporated the information in my review, acknowledging them as (SH/(paragraph number)). I list each of the 17 details in Appendix 1 of this review. I have included my answers to each of the five questions as paragraphs 39 to 43 of this review.

I read all the documents and viewed all the photographs with which Bericon had been provided.

5. It was not possible, and would have been of no evidential benefit, to have the premises examined as the fire had occurred several years prior to Bericon receiving its Instruction. All the relevant information concerning the fire has, therefore, been obtained from the documents listed in paragraph 4 above.

6. From the details made available to me it would appear that the fire at L'Amicale was first noticed at 19:08 on 23rd May 1999 (SH/2), and that it took some three hours to extinguish (SH/1). It spread quickly (SH/11) and caused considerable damage to the building and its contents, however it did not spread to adjacent properties (SH/17).

7 The entrance to and exits from the building were blocked by burning cars and motor-cycles, the presence of which was accepted by both the defence and prosecution as being indicative that the fire was started deliberately. The author of the Forensic Site Examination report was shown photographs of these motor vehicles whilst giving his evidence in court. He agreed that the photographs showed flames rising from the burning motor vehicles towards the building, and stated that the flames would "go up" and ignite any combustible materials on [sic] the way of those flames. Whilst this could explain a mechanism of fire spread there was no indication of how the vehicles were ignited, or whether they were burning prior to the fire in the building. At the time of writing this review I have not been supplied with copies of the photographs of the burning cars.

8. I was not supplied with any plans of the building, in particular the dimensions, internal layout of the rooms, or the position of entrances and exits. Similarly there is no indication of the precise distribution of fire damage.

Although some of the photographs show fire-damaged cars, it is not possible to reliably determine the relative position of these vehicles outside the building.

I shall consider the photographs, the forensic site examination report, the evidence transcript and the examination of exhibit report separately, outlining the contents of each and giving a commentary on them.

**Photographs**

9. The photographs show the general scene, however lack sufficient specific detail to allow firm conclusions to be drawn concerning the ignition and development of the fire. They do show that the building consisted of three stories, was positioned at the junction of two roads and had metal bars to the windows on the first and second floors. The first and second floors appear to be balconied with the windows set back from the face of the building. There are what appear to be air conditioning units at several of the windows (SH/4 confirms) and the windows themselves appear to be shut (SH/3 confirms). It is not possible to reliably tell whether glass is present or not in all the windows. The photographs additionally show that the building was extensively damaged by the fire.

**Forensic Site Examination**

10. The forensic site examination document supplied consists of two pages. The document states that "The building occupied the first and second floor" I take this to mean that "L'Amicale" occupied the first and second floor: there is no indication of the occupancy or use of the ground floor other than reference to "a ground level shop" (in the report paragraph 4 (c)). The document further states that "Both storeys had false ceilings, walls panelled or draped, floors carpeted and plywood partitions." There is no further description of the materials of construction, their mass or volume or details of their distribution or orientation throughout the building.

11 The forensic site examination document states that "The false ceilings, draperies, carpets on both floors together with the contents (gaming tables, wooden counter, chairs etc) were completely destroyed by fire" (SH/5 states that a few wooden tables resisted the fire: it is not unusual for a fire to by-pass items if the burning conditions (fuel, air, heat) are not ideal in a localised area). It further states that the fire seemed to have been more intense in the first floor, but goes on to state that the second floor, housing the restaurant also showed similar fire effects involving total destruction of the wooden counter, false ceiling and draperies. There is no indication of the number and position of stairways, or lifts, between the two floors, whether they were open plan, or if there were fire doors between them.

12. The forensic site examination document indicates there was no evidence of an explosion within the property, that there was a charred hole in a plywood partition on the staircase, through which fire spread to a ground floor shop, and that there was an indication of an intense fire on the upper portion of the flight of steps leading to the "game room parlour", although there was "very scanty" combustible material in this area.

13. The forensic site examination document reports the finding of "several rough stones" scattered around the open balconies. By the use of the word balconies in the plural I have assumed that the stones were on both the first and second floors, although this is not specifically stated. The document then goes on to say that the "general scattering on the balconies was due to the fact that when these stones were thrown, they knocked against the walls or closely spaced iron bars of the burglar proof windows and doors and fell to the floor of the balconies" This suggests that the stones were on the balconies because they had been thrown there, however there is no supporting evidence within the report to indicate why it was assumed that anything was thrown at the windows.

14. The forensic site examination document concludes that the "extent and intensity of fire, the rapid rate of fire spread on both first and second floors as well as the staircase "denoted, in [the document author's] opinion, the use of a highly volatile liquid and inflammable fire accelerant and the existence of multiple seats of fire which merged together during the conflagration. This fire is of malicious origin." There is no mention in the report of attempts to detect the presence of volatile liquids or fire accelerants other than by smelling specific items (SH/9 says that gas chromatography (an instrumental technique) was not used), and no indication of the evidence used to conclude the presence of multiple seats of fire.

15. For a fire of the size and consequence of this one the forensic report is very short both in length and detail. It is probable that the report author had access to far more material than is conveyed by reading the document and that the report represents a distillation of a far larger investigation. However, without knowledge of such information it is difficult to understand how the conclusion that an accelerant was used and that there were multiple seats of fire, both or either of which may or may not be justified, was reached.

**Examination of Exhibit**

16. The document dated 22 June 1999 indicates that one exhibit, S.R.1 – OB 1538/99 FANFORON, was submitted to the Police Forensic Science Laboratory on 26 May 1999. The report on this exhibit is limited to a superficial description of the item and the fact that no evidence of fire accelerant was detected on it. There is no indication as to what technique was used to

establish that there was no accelerant present. (SH/9 indicates that instrumental techniques (gas chromatography) was not used.) It is not clear whether this was the limit of the exhibits examined in this investigation (SH/7 indicates that this was the only exhibit), where it came from within the building, how it was taken, stored and transported and why it was collected. The fact that no accelerant was found on it may or may not be significant, but it is impossible to determine that from the report. (It is of interest that accelerant was looked for· there is no indication in the forensic site examination of systematic attempts to determine the presence of accelerants, although the conclusion is that they were used.)

**Examination In Chief and Cross Examination of the Report Author** (in this section the words in normal type refer to the question and answers given in the court during the trial, *whilst those in italics refer to my comments on them).*

17 The report author is questioned as to why he says there were multiple seats of fire which merged together during the conflagration. *I find the answer given confusing; this may be due to the transcription of what was actually said. I cannot determine whether he meant that there was initially one seat of fire, but that then spread to other items as the fire developed, or whether he is saying that there were several fires independently ignited in different locations. If the latter he is suggesting that he was able to differentiate between the areas of damage within the building, something which he does not claim in the forensic site examination report.*

18. *A seat of fire is generally understood to be an area where a discrete item is ignited independently of, and before, other items. Once ignited the fire may develop, typically by direct flame spread, radiant heat, distribution of glowing embers or collapse of structural or decorative elements, but in these cases the fire can usually be traced back to the original source and the spread explained. If there are two or more discrete sources this is termed a multiple seat fire, and is usually indicative of malicious origin. Although there is no scientific evidence to indicate the use of Molotov cocktails, if they had been used there is a possibility that burning petrol would have splashed-over a slightly extended area. I have no experience of the distribution of such splashing, and can find no reference to work being carried out in this area, however it is likely that the burning would still be identifiable as from a single source"*

19. The report author is questioned about a series of photographs showing flames rising from the cars and spreading towards the building. It is suggested to him that this is one mechanism for fire spread, to which he agrees. *At the time of writing this review I have not seen these photographs so can make no comment on this. (SH/8: No debris was collected from the car under the dice.)*

20. The report author is questioned about car fires in general and is asked whether a car on fire will explode as the fire reaches the petrol tank. He replies that this is not what he would expect, but that the petrol will vapourise and thus

contribute to the fire. *I agree with this observation: although car petrol tanks can explode the usual mode of failure is an escape of petrol vapour, or liquid petrol (which subsequently vapourises and burns) due to a failure of the integrity of the tank itself or associated fuel lines.*

21. The report author is then shown photographs and asked about debris on the balconies. He is able to identify from the photographs that the material on the balconies is "concrete plasters" *(I would suggest concrete and plaster). I do not know which photographs were shown to him, however his answer suggests that the debris was from the building structure, due to damage caused by the fire, and not stones thrown at it.*

22. The report author is then asked about the presence of glass in some of the windows. He explains that the behaviour of (window) glass in a fire depends upon the temperature of the fire, with some panes breaking whilst others remain intact, he dismisses the possibility of the glass melting. *I agree with this observation: it is difficult to predict the action of glass windows in their frames during a fire: the glass may break due to thermal shock (especially if extinguishing water is played on them), it may break as the glass and frames expand at different rates, it may break as a result of falling from the frames when they fail, or they may remain intact. Although localised distortion of the glass may occur, typically the temperature of a fire is insufficient to cause widespread melting.*

23. The report author was then asked about the possibility of finding the remains of a Molotov cocktail. He replies that despite extensive and repeated searches on the balconies he was unable to find any sign or debris of Molotov cocktails. *Such remains would consist of broken bottle glass with the possibility of some traces of accelerant within it, and/or remains of a wick (typically cloth). The possibility of finding accelerant decreases with the temperature of the fire and the time after the event that the glass is recovered. I would not expect to find accelerant on a Molotov cocktail after the petrol had burnt away (this does not necessarily mean that petrol may not be found on other, more absorbent, items on which it has come in contact). It is not clear from the exchange whether he found evidence of bottle glass on the balconies, but was unable to determine whether it was from a Molotov cocktail, or whether he failed to find any bottle glass on the balcony. He did find evidence of bottle glass inside the building, which was to be expected since part of the building was a restaurant, but he did not detect the smell of petrol in any of them. I would not expect petrol to remain on a non-absorbent glass surface during an intense fire.*

24. The report author was then shown a plan of the building and asked questions based on it; these questions were more concerned with the accuracy of the plans than with the spread of the fire. At the time of writing this review I have seen no plans of the building.

**Discussion**

25. The fire investigation was carried out over two days, 24th and 31st May 1999, by a forensic scientist, in the presence of a police officer. There is no indication in the report subsequently produced by the forensic scientist as to whether any other agencies, such as the fire brigade, ambulance service, utility companies or the owner's representatives were involved. It is noted (SH/ 10) that no statements were recorded from the fire fighters.

26. The report of the site examination is not detailed enough to indicate what factors were considered during the investigations. Several aspects which I would expect to have been considered are not commented on. This does not mean that they were not addressed, but since they are not reported it is not possible to understand the breadth or depth of the investigation. I would expect the report to include a detailed examination of the property with notes on the layout and construction of the rooms. I would expect consideration to have been given, during the investigation, to the possibility (however unlikely) of accidental ignition; to the determination of the precise seat(s) of the fire; to the determination of possible ignition sources; to the properties of the materials present and their fire behaviour, both in terms of ease of ignitability and potential for fire spread and, if the use of accelerants is suspected, an indication of what procedures were followed to determine their possible presence. With large fires, with almost complete destruction of the evidence, it is not always possible to satisfactorily address each of these issues, however there is no indication in the report of what work was carried out in each of these areas.

27. It is known that the electricity supply was on at the time of the fire (19:08) since SH/6 indicates that the fire brigade requested that it be switched off at around 19:25. It is standard practice to eliminate electrical and gas faults, discarded smokers materials and candles as accidental ignition sources. The elimination of items is not mentioned in the report.

28. Even in a badly damaged building it may be possible to determine the seat of a fire, by examining the areas of least damage and progressively moving towards the areas of most damage; typically the greater the damage the longer the fire has been burning so the greater the likelihood of it having started in that area. The precise interpretation of such evidence depends upon a combination of factors, which is where the skill and knowledge of the investigator becomes significant. Since paragraph 3 of the forensic site examination report states that "The fire seemed to have been more intense in the first floor [sic] probably because of the interior decorations, carpet, false ceilings, wooden furniture and other related combustible materials." it indicates that the fire damage was not uniform within the building which may suggest a possible area where the fire started: this is not developed further in the report.

29. The forensic site examination report concludes that a highly volatile liquid and inflammable fire accelerant were used. This is based on the extent and intensity of the fire. However, no accelerant was detected, and, apart from smelling certain items there is no indication that any was looked for. Even if, as stated during the court evidence, there was little prospect of petrol, or any other accelerant, being found due to the intensity of the fire, if it had been detected it would have been a powerful pointer to the cause of the fire. The inability to detect an accelerant would not rule out its use, the detection of an accelerant would clearly indicate its use.

30. In both paragraphs 2 and 3 of the forensic site examination report it is stated that the property had false ceilings, panelled walls and draperies, as well as wooden furniture. False ceilings allow rapid, horizontal fire spread between the true and false ceiling and can fall onto material below. Panelled walls are often manufactured from thin strips of wood with voids between the panel and the wall, allowing for rapid vertical fire spread. Draperies can, dependent upon the material of manufacture, easily ignite and rapidly burn vertically, and, since they are, typically, only loosely attached to the wall (if they are attached at all) they can fall from the wall. All these items can spread a fire very rapidly within a building, and, certainly in the case of draperies, can be readily ignited, either accidentally or maliciously with a naked flame. There is no indication within the forensic science examination report that the distribution of these materials was established, or their fire properties investigated.

31. The forensic site examination report concludes that there were multiple seats of fire. As outlined in paragraphs 18/19 above I am unsure what the report author means by multiple seats of fire. If he means that several fires were started independently of each other throughout the building, there is nothing in his report to indicate this. If he means that the fire was started in a single location, and the spread was such that, due to, say, falling ceilings or draperies, several secondary fires were started remote from the original one, again there is nothing in the report to indicate how this was determined.

32. The forensic site examination report states in paragraph 4 that there were no diagnostic features indicative of any explosion. This suggests that there was no explosion. SH/13 suggests that explosions were heard by some witnesses. Large fires produce a lot of noise, which can be mis-interpreted as explosions. Thus, although explosions were reported it does not necessarily indicate that they occurred.

33. The lack of exhibits collected from the scene for subsequent laboratory examination is surprising. Only one exhibit was eventually sent to the laboratory, but, according to the report dated 22 June 1999 appears to have received only cursory examination.

34. There was a considerable exchange within the court proceedings about Molotov cocktails, however there is nothing in the forensic site examination to indicate their use. Additionally during the court examination the report author repeatedly says that, despite searching for evidence, he found nothing to indicate the use of Molotov cocktails. Witness accounts referred to by Shameer Hussenbocus in his e-mail of 25th April do not clarify the situation, since SH/13 states that some of the witnesses say that no Molotov cocktails were used, whilst SH/14 states that a witness says that the Molotov cocktails also contained sand.

35. The forensic site examination report refers to rough stones being scattered around the open balconies, and that this was due to them knocking against the walls and iron bars "when these stones were thrown". If this is accurate (but see paragraph 13 above), it indicates that the spacing of the iron bars was probably such that it would cause any Molotov cocktail debris to fall onto the balcony.

**Conclusion**

36. There would appear to be no scientific evidence adduced from the report, the examination of evidence, or the subsequent court exchanges, to indicate conclusively how the fire at L'Amicale was started. Although it cannot be ruled out, there would appear to be no scientific evidence to indicate that an external fire source, such as a Molotov cocktail, was thrown into the building from the street.

**Specific Questions**

The following paragraphs address specific questions asked in the Instructions. *I have paraphrased the questions in italics.*

*37 If used to start the fire, would a Molotov cocktail leave evidence, if so would it be buried under the debris?* In the particular circumstances of this fire, it is probable that if an attempt had been made to throw Molotov cocktails into L'Amicale from the road, at least some of the bottle glass would be expected to have struck the closely spaced iron bars at the window and fallen onto the balcony. If the bottle had failed to get through the window any fire would have occurred on the balcony. Since the windows were shut, to preserve the air conditioning, it is probable that there would not be any glass bottles on the balconies which had originated from inside the club, thus any bottle glass found on the balcony would have come from outside. Even in the presence of debris on the balcony as a result of the fire, I would expect that any bottle glass on the balcony floor would have been detected if the debris was examined in detail. Paragraph 4 of the Forensic Site Examination report details the finding of "several rough stones" on the balcony. If the stones were found I would expect

that bottle glass would be also, if it were present. The forensic science officer told the court that he specifically looked for evidence of Molotov cocktails, but could find none.

*38. Is smelling broken bottles in order to detect petrol vapour sufficient as an "analytical technique"?* The human nose can detect petrol vapour if there is a sufficient concentration, however it is not as sensitive as scientific instrumentation (or fire investigation dogs). If the use of an accelerant is suspected it is good practice to take samples for analysis. Even if petrol has been used it may not be detected since it can burn or rapidly evaporate, especially when heated. The use of the human nose as the only detection method should not be relied upon and offers only a cursory, and not very sensitive, examination.

*39. What should have been done to find out what the building looked like before the fire, and why is this significant?* All information concerning the building prior to the fire is relevant, since the method of construction of the building itself, and the distribution of furniture and fittings within the building, and the materials used to construct them, are all relevant to the development and spread of fire. In the case of a building the size of L'Amicale, publicity photographs and architectural plans should have been obtained if possible, together with details of the internal finishes. The building owners, occupiers and maintainers should have been approached to provide details of the materials used, construction techniques, the position of doors and lifts etc. and the distribution of furniture within the various rooms. Furniture and fabric manufacturers or suppliers should have been approached to obtain details of their products' fire performance (and if such performance was not known tests could have been conducted on samples of similar materials). Fire can spread within a building along voids within the ceiling space and the air conditioning and kitchen ventilation ducts, up stair cases and lift shafts, and across seating and curtains etc. With detailed knowledge of the building it may have been possible to follow the course of the fire and explain why it followed certain routes within the structure. The firefighters should have been asked if they noted any specific pattern of burning whilst they attended the fire. All this information would help to inform the investigator when he was trying to reconstruct (in theory or practically) the development of the fire, and would help determine the seat of the fire.

*40. In what way was the report incomplete?* In the UK part 33 of the Criminal Procedure Rules 2010 requires, inter alia, any person who is to give or prepare expert evidence for the purpose of criminal proceedings to include in his (or her) report details of his qualifications, experience and accreditation; to give details of any information which he has relied upon in making the report; to set out the substance of all the facts given to him which are material to the opinions expressed; to make clear which facts stated in the report are within his own

knowledge; to say who carried out any examination, measurement, test or experiment on his behalf (and give their qualifications/experience to carry out such tests); to summarise, if necessary, the range of opinions possible and give reasons why he holds his own opinion; to qualify any areas where his opinion cannot be given without such qualification; to summarise the conclusions reached; to include a statement that he understands his duty to the court and to declare that the report is true and accurate to the best of his knowledge. Whilst recognising that the rules are specific to the UK and were produced after the report into the fire at L'Amicale was written, they may be considered as an indication of good practice, irrespective of time and place. Several areas mentioned in the rules are lacking in the report.

In general terms the report is brief, with limited detail about the building, the damage done by the fire and the subsequent investigation. Since the investigation took place over two days it is probable that far more information was gathered than was included in the report; the report being a précis allowing expansion as required. However, as a document of record there is too little information to explain or justify the conclusions drawn from it: in this respect it fails to provide a subsequent reader with a basis for decisions concerning the fire. The conclusion mentions the intensity of the fire, however no details as to how this was assessed. It mentions the rapid rate of fire spread on both floors and the staircase but no indication of the suspected mode of fire spread is given, was it by flame spread, radiation, component failure, within the rooms or in the ceiling space etc. The rapid rate of fire spread is attributed to the use of an accelerant, but no mention is made of the fire properties of the furnishings or draperies, which could account for rapid fire spread. The existence of multiple seats of fire is mentioned in the conclusion, but there is no indication in the report itself to explain why multiple seats were assumed.

41. W*hat value can be attached to the report?* As a stand-alone document the report is of limited value without the rationale behind some of the comments being explained. The conclusions may be perfectly sound, and based on detailed examination of the scene, however the report does not itself go into detail nor allow an independent observer to follow the logic behind its findings.

The above review has been carried out using the material supplied to me by Shameer Hussenbocus. I cannot vouch for the accuracy or completeness of the information supplied to me. If other information becomes available my findings may change.

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I understand that I have a duty to help any Inquiry on matters within my expertise and that this duty overrides any obligation to the person(s) from whom I have received my instructions or by whom I am paid. I confirm that I have made clear which facts and matters referred to in this report are within my own knowledge and which are not. Those that are within my own knowledge I believe to be true. The opinions I have expressed represent my true and complete professional opinions on the matters to which they refer.

I, Vincent Morris, declare, as maker of the above report, that I believe the contents to be true and understand that it may be placed before an Inquiry Board.

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**Appendix 1: List of information provided by Shameer Hussenbocus to Bericon**

As stated in the body of the review there is no indication given for the source of the information contained in this list, however where the information has been used I have assumed it to be accurate.

1) The fire was extinguished within 3 hours.
2) Smoke was first seen by a police officer at around 19:08 at a distance of about 400 metres from the locus.
3) All the doors and windows were closed at the time of the fire.
4) The whole building was air-conditioned.
5) A few wooden tables and some window panes resisted the fire.
6) It was at the request of the Fire people that electricity to the building was cut off at around 19:25
7) No debris was collected for forensic examination apart from the charred plaster.
8) No debris was collected from the car which was under the dice (that was allegedly one source of fire). According to the prosecution case some sort of incendiary device was thrown in the car.
9) Gas chromatography was available in Mauritius and yet no test was carried out.
10) No statements were recorded from the fire fighters.
11) The fire spread very quickly according to various of our sources.
12) According to our enquiry, there is evidence that the arson was an "inside job" carried out by a well known terrorist group.
13) Explosions were heard by some of the witnesses who say that no cocktail Molotovs were used but other incendiary devices.
14) According to the star witness, the cocktail Molotov also contained sand.
15) No debris of cocktail Molotovs were found on the balconies of the building despite the fact that the windows were equipped with burglar proof bars which would have caused the cocktail Molotovs which were thrown at the building to fall on the balcony.
16) There appears to be a 7 foot long aquarium which has resisted the fire.
17) None of the adjacent buildings caught fire.

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# SUPPLEMENTARY COMMENTS ON THE FIRE SCIENCE EVIDENCE PRESENTED IN THE ALLEGED ARSON AT L'AMICALE, PORT LOUIS, MAURITIUS

**Report No.:** 19672-13-148A
3 pages

**17th May 2013**

**Commissioned by:** Shameer Hussenbocus
Barrister

**Reference:**

**Author:** Vincent Morris
BSc, BA, CChem, MRSC

V.C. Morris

Bericon, Blythe Park, Cresswell, Stoke-on-Trent ST11 9RD
T: 01782 394929 F: 01782 394931 24hrs: 07834 838 776
E: enquiries@bericon.co.uk W: www.bericon.co.uk
*Registered in England No. 1677361*

**Comments on the photo of L'Amicale on fire.**

The photograph shows that the fire was extensive and involved the whole of the building. It is not possible to determine whether this is due to multi seats of fire, or flame spread from a single seat of fire. The whole of the first and second floors appear to be involved - the fire is not localised to a specific section of the floor - this suggests that, whatever the ignition mechanism, the interior fittings of the building allowed rapid flame spread. Since fires burn predominantly upwards, and both the first and second floor are involved, this suggests that, if the fire was from a single source, it started on the first floor.

The car on the left of the photograph appears to be at a distance from the building, but is on fire. This possibly indicates that the fire in the car was not as a result of the fire in the building, and was therefore ignited independently from the building.

The car in the centre of the photograph appears to be closer to the building, but it is not possible to determine its precise position. As recorded in the photograph the flames from the car are not high enough to threaten the building, but they may have done prior to the photograph being taken. Alternatively the car may have ignited as a result of debris falling from the building.

There is what appears to be another burning vehicle to the right of the building, but it is not possible to determine from the photograph its precise position.

There is what appears to be low-level burning, at ground level, spreading from the centre to the right of the building. It is possible that this represents burning debris which had fallen from the building.

**Finger Prints on Molotov cocktails**

If the circumstances are right, finger prints can be taken from a Molotov cocktail bottle, especially in the area of the bottle neck or surviving paper labels. The effect of heat and the presence of water can, however, destroy or distort the prints, so success cannot be guaranteed. I can do no better than to quote verbatim from "Kirk's Fire Investigation" which is widely considered to be one of the definitive works on the subject.

"While it is true that many fingerprints will be lost during a fire, many will survive, even on ignition sources. Latent fingerprints, those requiring some sort of physical or chemical treatment to make them visible, consist basically of five components: water, skin oil, proteins, salts and contaminants. The water evaporates rapidly. Skin oils are the residues normally detected by dusting with a soft brush and powdered carbon. These oils will remain on hard surfaces for some time, or will soak into paper. They can be evaporated by elevated temperatures and such "dried out" prints may not respond to dusting. The soot produced by a smoky fire may protect oily prints, needing only to be brushed away to reveal the impression. Proteins are detected by reaction with a chemical like ninhydrin or crystal violet. They are easiest to detect when absorbed into smooth paper. They can be

denatured by high temperature so that they no longer react but, if the paper has not been charred by the fire, it may be worth testing. The salts are the most fire-resistant of the fingerprint residues, resisting very high temperatures. They are susceptible to water damage, however." (John D. DeHann, Kirk's Fire Investigation, *Brady Prentice Hall,* Third Edition 1991, New Jersey*)*

**The forensic value of clothing**

Petrol can be detected on samples of clothing by chemical analysis. However the failure to detect petrol does not mean that the person has not been in contact with petrol, since it can evaporate as a function of heat and time. Current work is being undertaken to determine the detection of petrol additives (a series of chemicals added to petrol to improve performance) which may remain on clothing after the petrol itself has gone, this is at present still in the early stages of acceptance by the courts, and would not have been available in 1999.

# ANNEXE 5

P Lautaret (Amicale)

émeutes à port-louis, dimanche soir

# Vingt-deux suspects arrêtés dont 10 à Plaine-Magnien

## Cassam Wahedally s'est constitué prisonnier ce matin

## Des directives émises au CID pour ignorer tout rapport de la NIU

Vingt deux suspects arrêtés par les éléments du *Central CID* et ceux d'autres unités du CID — notamment les secteurs Nord et Sud de Port-Louis — sont en détention dans le sillage de l'enquête entourant les graves émeutes et actes de terrorisme perpétrés à Port-Louis dimanche soir après la rencontre *Scouts Club / Fire Brigade*. Dix des ces suspects habitent Plaine-Magnien et les autres sont domiciliés à Camp-Chapelon, Vallée-Pitot, Plaine-Verte et Vallée-des-Prêtres respectivement. D'autre part, Cassam Wahedally, dirigeant du *Scouts Club*, impliqué dans les incidents survenus au stade Anjalay dimanche, juste après le coup de sifflet final, recherché par la police, s'est constitué prisonnier ce matin en se présentant au *Central CID* accompagné de son homme de loi, Me Zaredhin Jaunbaccus.

A son arrivée au Casernes centrales, Cassam Wahedally devait être dirigé vers le CID du secteur de Rivière-du-Rempart basé à Piton où il sera entendu par rapport aux faits qui lui sont imputés. On n'excluait pas, ce matin, la possibilité que des accusations provisoires de coups et blessures soient logées contre Wahedally devant le tribunal de Mapou.

Les vingt deux suspects arrêtés jusqu'ici ont retenu les services de plusieurs hommes de loi, dont Mes Elias Oozeerally, Raouf Gulbul et Shawkatally Oozeer. S'agissant des suspects habitant Plaine-Magnien, huit d'entre eux ont été appréhendés tôt ce matin avec la collaboration des éléments du CID de Rose-Belle. Vers 11h00, nous apprenions qu'au moins deux des suspects arrêtés seraient prêts à faire des aveux, cependant rien de précis n'était confirmé à cette heure. L'on notera que les noms d'aucun des suspects arrêtés jusqu'ici par le CID ne figure sur la liste élaborée depuis vendredi par la *National Intelligence Unit* (NIU) et dont nous avons fait état dans notre édition d'hier. De plus, nous avons appris que cette liste comporte au moins deux noms fictifs de même que le nom d'une rue qui semble inexistante, conclusion atteinte après des vérifications effectuées auprès du service postal. L'un des noms figurant sur cette *NIU List* est celui d'un homme de 73 ans, ardent supporter du *Scouts Club* et qui a été membre du comité dirigeant de ce club port-louisien pendant de nombreuses années. Son arrestation devait provoquer une manifestation de protestation des dirigeants et membres de ce club auprès des locaux du CID de Port-Louis (Nord) à Abercrombie, hier après-midi. La situation aurait pu dégénérer n'était-ce l'intervention de Fareed Arzamkhan, président du *Scouts Club*. Cet homme de 73 ans devait être libéré après quelques heures.

Ce matin, une réunion à haut niveau s'est tenu aux Casernes centrales, réunissant tous ceux concernés par les enquêtes sur les actes de terrorisme et de vandalisme à Port-Louis — l'incendie criminel entraînant la mort de sept personnes à la maison de jeux *Amicale de Port-Louis*, incendies des voitures et motocyclettes à la rue Emmanuel Anquetil et les attaques perpétrés contre l'immeuble Emmanuel Anquetil, le poste de police de la rue Pope Henessy, la *New Court House*, les bureau de la MFA à *Chancery House* et un débit d'alcool à Vallée-Pitot. La situation a été passée en revue, notamment l'évolution de l'enquête et le nombre d'arrestations. *«Don't forget that you will all have just to ignore the NIU report»*, a lancé un très haut gradé alors que s'achevait la réunion.

D'autre part, il nous revient qu'un haut gradé qui était le Duty Officer à l'Information Room de la police dimanche, alerté vers 19h00, par le poste de police de Trou-Fanfaron de la tournure des évènements à l'Amicale de Port-Louis, devait immédiatement donner des directives à la *Special Supporting Unit* (SSU) pour qu'elle se rendent sur les lieux. Le contingent de cette unité placé sous la direction du surintendant Noël qui se trouvait alors à la Chaussée (en revenant du stade Anjalay et s'apprêtant à rentrer aux Casernes centrales) devait rebrousser chemin et se rendre auprès de la maison de jeux. Il nous revient d'autre part que les deux policiers qui étaient de faction à l'intérieur de l'Amicale de Port-Louis ont été les derniers à quitter l'immeuble. Ces derniers sont parmi les neuf policiers qui ont été suspendus de leurs fonctions.

Par ailleurs, nous apprenions à la mi-journée aujourd'hui qu'aucune date n'avait été arrêtée pour les funérailles de l'épouse du propriétaire de l'*Amicale de Port-Louis*, Yeh Ling Lai Yau Tim (34 ans), de ses filles Catherine Elizabeth (6 ans) et Eugénie Louise (2 ans) et de son cousin Jean-Alain Law Wing (34 ans) qui ont péri lors de l'incendie. Le propriétaire, M. Jean Noël Lai Yau Tim qui se trouvait à Hong Kong est rentré à Maurice lundi soir.

Koomara Venkatasamy

# ANNEXE 6

## IN THE SUPREME COURT OF MAURITIUS

I,**Abdool Naseeb KERAMUTH,** presently detained at the Beau Bassin Central Prison, Beau Bassin.

## MAKE SOLEMN AFFIRMATION AS A MUSLIM AND SAY THAT:-

1. Since my arrest 29th May 1999, in connection with the Amicale case, I have always claimed my innocence.

2. Following the verdict on 20th November 2000, I immediately and instinctively voiced out my intention to appeal and I said the following (I am innocent in this present life and will be innocent in front of God):

   *'Mo innocent depuis lor la terre, depuis cotte Bon Dieu aussi mo pou innocent.'*

3. I was contacted by Me. Rama Valayden who informed me of his intention to carry out an enquiry into the Amicale case provided I come forward and say the whole truth about everything I know in respect of the case and as regards to my whereabouts on that day.

4. I am swearing the present affidavit in which I will relate what I did on the 23rd May 1999 and also the facts as the events unfolded.

5. In 1999 I was a fervent supporter of the Scouts Football Club and was always eager to follow the matches of the Scouts Club either at the stadium or on the tv.

6. During the footballing season 1998 / 1999, I have followed almost all matches of the Scouts Club.

7. On Sunday 23rd May 1999, I borrowed an autocycle, make mini Honda from one Nizam who is the uncle of my ex wife.

Maître Kaviraj BOKHOREE
*Attorney-at-Law (Avoué)*
suite 615
6th Floor, Sterling House
Ilslet Geoffroy Street, Port Louis
Tel: 213 5034

Cfr 150

24-06-2013 13:53TM CL01 6293 CASH 150.00

8. I had a complimentary ticket for the match.

9. At the time, I was residing at the place of my mother in law at 36, Impasse Lepneuveu and headed, from there, to Anjalay Coopen stadium at about 12 30.

10. I arrived at the stadium at about 13 10 and parked the autocycle in the allocated parking for the Scouts Club fans.

11. I got my face painted red and white in the parking and then went to buy some food from a hawker who was present in the parking. Whilst buying the (foodstuff), I met with the two Thupsee brothers whom I knew as Reza and Azad.

*12.* I knew the Thupsee brothers since I had worked with them at *Moussa Hotel.* I had also, previously attended the same school as Azad Thupsee.

13. Azad Thupsee explained to me that he could not bring some firecrackers which he had brought with him into the stadium since, as he was in the 3rd Class, it was likely that he would get searched.

14. I told Azad that I had a complimentary ticket to the 1st Class and I would be less likely to be searched and he asked me to bring the firecrackers into the stadium for him and remit same to him once we were on the stands.

15. It was not unusual that fans threw items such as banners etc. from one stand to the other since the stands were not far apart. Some supporters could even get into the 1st Class from the 3rd Class and vice versa by climbing on a ledge between the two stands.

16. I passed the security check without being searched and took my seat in the first class of the stands.

17. After some time, a couple of fans came to me and told me that Azad Thupsee was asking for his firecrackers. I told them off.

18. During the first half, Scouts Club scored a goal and I lit the firecrackers. The goal, however, was disallowed. I remember that the firecrackers caused the police officers in the stands to get startled.

19. Subsequently, in the closing stages of the game, Fire Brigade scored a goal which gave them the lead and if the scored remained that way, Fire Brigade were to be crowned champions of Mauritius.

20. In the dying minutes however, Scouts Club scored another goal but again it was disallowed. This decision infuriated the fans who started to vent their frustration by smashing window panes and uprooting the seats from the stands and hurling same onto the pitch.

21. I admit participating to the incidents and I personally smashed some window panels and seats on my way out of the stadium

22. When I was approaching my auto cycle, I noticed that Azad Thupsee was waiting for me.

23. He asked me for his firecrackers in a threatening tone. I told them that I did not have them anymore and he told me: (Never mind, that's not the end of it)

*'Pas casse la tete, pas pou fini coumme ca'*

24. I did not pay heed to his threats and made my way out of the stadium and proceeded towards Port Louis.

25. I reached Khadafi Square at around 18 00. I saw that as usual, after football matches, a crowd had gathered there.

26. I saw my brother in the crowd and the latter reprimanded me to have gone to the match since I had a young child at the time. He ordered me to go home immediately.

27. I proceeded home because of what my brother told me and also because I had to return the autocycle to Nizam.

28. I reached home at around 18 05 and upon finding that my mother in law had cooked 'curry ourite' for dinner, I told my wife of my intention to go out to buy a take away for dinner. I removed the paint from my face and left home to buy dinner at a snack on *Lepneuveu* street.

29. I ate my dinner at the snack and came back home after about 20 minutes. My wife asked me to accompany her to her seam stress. I agreed and we left home together with our child, Yashfeer some moments later. We went on foot.

30. The seamstress who resided at Little Bridge Street is my uncle's daughter. At the time I used to work for my uncle.

31. I stayed at the seamstress for a while and when I was making my way back home, I learned at about the fire at Amicale. It was about 19 30.

32. Once we reached home, I wanted to go and see what had happened at Amicale and wanted to take my child with me. However, my mother in law did not agree that I take Yasfeer, so I went on my own.

33. On my way back, I rented a movie from a video club situated on La Paix street.

34. I came back home, watched the movie and went to bed.

35. I was arrested on the 29th May 1999 and I initially thought that it was in relation to the incidents at the stadium.

36. During my arrest, I was subject to police brutality which was of such atrocity that even after all these years, this has remained the most traumatic experience of my lifetime.

37. I was taken from Albercrombie police station to Baie du Tombeau police station. Over there, an officer told me that I was now at the slaughter house and that I could shout and cry all I wanted and that I would get no help. He told me that I could get beaten up and they could even kill me and that nobody would care. Those were the words he used:

*'La tone vine dans l'abbatoire la. To capave crier, plorer personne pas pou gagne to compte. La nou capave batte toi, touye toi tout personne pas pou gagne to compte meme'*

38. I was in fact severely beaten up. I was handcuffed and made to sit on a chair and received slaps, punches and kicks. I was also beaten up with a thick ruler and a big book.

39. I remember in particular an officer named Inspector Callee who pulled my hair and sideburns really hard.

40. Afterwards, chunks of my hair fell out when I ran my fingers through my hair. I was also vomiting blood.

41. As a result of the injuries which I sustained, I had to be admitted to hospital for treatment.

42. My father and my wife came to visit me at the hospital but I was barely able to speak to them because of my injuries and also because of the fact that of the police presence around my hospital bed.

43. I was told by Mr. Réné, the person who was in charge of the enquiry in respect to me, that he knew my father and he asked me not to proceed with my allegation of police brutality and that I would be granted bail in return.

44. Since I had never experienced anything of this sort prior to my arrest and the only thing I had on my mind was to get back to my wife and child, I listened to Mr. René.

45. This affidavit contains the whole truth and nothing but the truth to the best of my knowledge.

46. I have always been pleading my innocence in this case from the day I have been arrested up to this day.

47. I will never give up fighting to prove my innocence and believe that justice will be done someday.

48. The person closest to my heart is my son, Yashfeer. He is now 15 years old and I have been absent in his life for the past 14 years. All I want is an opportunity to prove my innocence so that may get back to my beloved son.

49. I hereby take an oath and take God as witness that if I am involved in any way whatsoever in the Amicale case where 7 people died on the 23rd May 1999, my son be given the same fate as the victims.

50. I have to add that I did not know either of the Sumodhee brothers, Mounou and Bebe, prior to my arrest in the Amicale case.

51. I hereby give my consent that this affidavit be published in the report which has been prepared following an enquiry into the Amicale case.

Solemn Affirmed by the Abovenamed Deponent ) Abdod. NASeeb Kerwath.
At the Beau Bassin Central Prison )
This 26th June 2013 )

**DRAWN UP BY ME INTERPRETED BY ME**

**Me K BOKHOREE**
**ATTORNEY AT LAW**

**BEFORE ME**

(L.R. LUCKHOO)
Chief Court Officer/Court Manager
SUPREME COURT

# ANNEXE 7

**Statement of Bibi Shiahin Sheik Ally**

1. I am a Mauritian Citizen holder of ID No. S1705823808505

2. In the year 1996, I religiously married Abdool Naseeb KEERAMUTH, also known as Zulu (hereinafter referred to as Zulu).

3. From the date of our Nikkah we have been living together in the same yard as my mother at 36 Impasse Leneuveu, Port Louis.

4. We have been living together at the above mentioned address until the 29th May 1999, when my husband was arrested in connection with the enquiry conducted into the Amicale arson.

5. In the 2004, following my separation with Zulu, I contracted Nikkah with one Atiq Dauhoo and from which relationship I have a daughter.

6. I am presently living with my husband, Mr. Atiq Dauhoo at 26 Nicolay Street, Port Louis.

7. During the time I was living with Zulu, I remember that he was fond of Manchester United Football Club, his favourite team in England. In Mauritius he was a passionate supporter of Scouts Club which matches he usually attended whenever he was not working.

8. I remember that in the Month of May 1999, Zulu attended a football match at Anjalay. From what I can recollect from his conversations with me during the days which preceded match, it was a very important match for Scouts Club. He left home at about 12 15 and headed to Anjalay. He was wearing a red T-shirt.

9. The match was broadcasted live on the national TV and I learned from my dad that Scouts Club had lost the match .

10. Whilst waiting for Zulu to return, I accompanied my child Yasfeer at the children playground found at the 'Jardin Plaine Verte'. At the playground, there were other children playing and Yasfeer joined them. I went back home after a while.

11. I do not remember the time at which Zulu came back home but it was not long after the sunset prayers (Magrib). I remember that he washed his face to take off the red paint from his face.

12. At that time it was my mother who used to cook food for us and on that particular day, my mother had cooked *'cari ourite'*. Since Zulu did not like to eat that particular dish, he told me that he will go out to buy his dinner.

13. In fact he left home almost immediately and told me that is going to buy a *'dipain tikka'* at Vallee Pitot.

14. When he came back, I asked him to accompany me to my seam-stress (modiste), Ms Begum who resided at Little Bridge St.

15. We went out together with Yasfeer at the seam-stress' place.

16. After I was done with the seam stress, we stayed there for a while since Begum's father is Zulu's uncle and employer at the time and both of them were having a conversation.

17. It was at Begum's place that we learned about the incidents in Port-Louis.

18. We left the seam-stress' place after a while and went directly to our place. On our way home we learned about the fire at l'Amicale.

19. When we got back home, Zulu wanted to take Yasfeer with him to go and see the fire at L'Amicale. My mother who was present did not agree that Zulu takes our child and therefore Zulu went out alone.

20. When the police arrested Zulu in the morning of 29th May 1999, I was only made aware of his arrest at about 5 p.m. Even when I was made aware of his arrest, I did not know why he was arrested but was under the impression it could be related to the incidents at the stadium.

21. Later, it was brought to knowledge that Zulu was admitted at the Jeetoo Civil Hospital and when I went to see him, I came to know that he was savagely beaten up by police officers and that he was arrested in connection with the fire at l'Amicale.

22. When I saw Zulu at the hospital he was in a bad shape and he was coughing blood.

23. At that time he was crying, hardly able to speak due to the presence of the Police but I learned that he was beaten up by the few words he was able to say.

24. I have been questioned on several times, by the team of lawyers currently enquiring into the Amicale arson, as to whether Zulu was with me from the time when he came back from football up to the time where he wanted to take my child to have a look at the fire. I answered that Zulu was with me and could not have been anywhere else in this time frame since he was before my very eyes and we were together save and except for the few minutes when he went to buy his dinner.

25. The Police came to record a statement from me and I gave statement to the Police at Albercombrie CID stating that Zulu was present at home after the football match and that thereafter we went together at the seam-stress' place.

26. When I gave the statement I was constantly bullied by the CID officers, so much so, that my father had to intervene when he heard me crying.

27 I was ready to depone in court but I was never summoned to that effect nor was I told by any person that it was important for me to attend Court.

28. I have already recontracted religious marriage with Atiq Dauhoo and I have since given birth to a daughter.

29. I have been informed that according to the police version, L'Amicale caught fire between 18 45 and 19 00 and have further been informed by the team of lawyers currently enquiring into the case that L'Amicale could have caught fire even earlier.

30. I can say with certainty that, in the light of the information given to me, Zulu is innocent in the Amicale case since he was with me from the time he came back home from football up until he when he went to see the fire at l'Amicale, again except for the few minutes when he went out to buy his dinner.

31. I have to add that Zulu is my past and I am giving this statement because this is the truth.

32. I am ready, willing and able, despite the fact that I have moved on in my life and presently happily living with my husband, to come and depone before any Court or Commission of Inquiry or to affirm an affidavit

33. I will do so in the name of my two kids and for the sake of truth and justice.

34. I have no objection that the present affidavit be published or used in any manner that the team of lawyers currently enquiring into the case may deem fit.

# ANNEXE 8

Mo MOHAMAD AZAD THUPSEE ET MO FRÉRE MOHAMMAD REZA THUPSEE NOUS PE FAIRE SA DECLARATION LA PAR NOUS PROPE GRÈ CONCERNANT ITRAM ET KHALEEL SUTODHEE QUI NOUS CONNE ZOTTE PARE MOUNOU ET BÉBÉ, ET QUI C.I.D FINNE FORCE NOUS ET ZOTTE FINNE PRESSION LORS NOUS ET AUSSI ZOTTE FINNE BANNE NOUS POUR IMPLIQUE MOUNOU ET BÉBÉ DANS ENQUÊTE QUI TI ENA LE DIMANCHE 23 MAI 1999 DANS LA RUE ROYALE. EN VÉRITER JAMAIS NOUS FINNE TROUVE MOUNOU, BÉBÉ ET ZOTTE LOTO MARKE PRÉTON COPRA COULEUR ROUGE NUMÉRO 32 11 OC 96 DANS BANNE PLACE QUI BANNE C.I.D FINNE BATTE NOUS POUR DIRE DANS NOUS ENQUÊTE L'AMA KADAFI SQUARE, M.F.A ET LA TRICALE DE PORT-LOUIS

NOUS JAMAIS NOUS TI PÉ RODE IMPLIQUE MOUNOU ET BÉBÉ DANS SA ZAFFAIRE LA, C'EST PAR LA FORCE C.I.D NOUS FINNE OBLIGER IMPLIQUE MOUNOU ET BÉBÉ LA DANS. C'EST APRÈS NOUS FINNE RÉALISER QUI NOUS PÉ IMPLIQUE MOUNOU ET BÉBÉ QUI NOUS CONNÉ ZOTTE INNOCENTS LA DANS ET JAMAIS NOUS FINNE TRAHI MOUNOU ET BÉBÉ DANS SA BANNE PLACE QUI BANNE C.I.D FINNE FORCE NOUS POUR DIRE. ALORS C'EST PAR NOUS PROPE GRÈ ET SANS QUICHINE FINNE FORCE NOUS POUR RÉPÈTE SA ALLÉGATIONS QUI NOUS FINNE FAIRE CONTE MOUNOU ET BÉBÉ QUI NOUS CONNÉ ZOTTE INNOCENTS. NOUS PROFITE L'OCASION POUR PRESENTE NOUS EXCUSE ENVERS MOUNOU ET BÉBÉ ET LA FAMILLE SUTODHEE DANS TOUS SA LA PEINE QUI NOUS FINNE FAIRE ZOTTE LA. NOUS CONCIENCE PE REPROCHE NOUS PARCEQUI NOUS FINNE [redacted] DÉJAH TRAVAILLE COTTE ZOTTE ET NOUS FINNE DÉJAH FAIRE ERREUR AVEC ZOTTE, JAMAIS ZOTTE FINNE PRENDI SANCTION CONTE NOUS, ET NOUS CONNE QUI ZOTTE ENE BANNE BON FAMILLE; C'EST ACAUSE BANNE C.I.D QUI NOUS FINNE BIZIN FAIRE ZOTTE CONNE LA PORTE PRISON.

AZAD THUPSEE
I.D. NUMBER T 17 08 78 9906 929-

MOHAMMAD REZA THUPSEE
I.D. Nº T 12 02 77 2901 891

# ANNEXE 9

Doc 61 Jdc T4
26/10/99

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## REFERENCE TABLE ARSON CAUSING DEATH OF PERSON AT L'AMICALE PORT LOUIS

C1 Spot where Mohamede Azad Tupsee says he was at Khadafi Square when he saw red car of Mounou was parked at C2 near Traffic Lights at corner of Magon & Pamplemousses Roads.

C3 Spot where Mohamede Azad Tupsee says he was at Khadafi Square(Dr Joomye St) when Fico asked him for money to purchase petrol at spot C4, and from there they proceeded to Cathedral Square. On their way they partook soft drinks at "Tabagie Etoile d'Or".

C5 Spot where Mohamede Azad Tupsee says he was at Cathedral Square, and from where he saw a group of persons damaging lampposts in the yard of New Court House spot C6.

C7 Spot where Mohamede Azad Tupsee says he was at Lislet Geoffroy Street, and from where he saw Mounou standing at spot C8 and the crowd damaging Chancery House(MFA) and New Court House.

C9 Spot where Mohamede Azad Tupsee says he was at Cathedral Square and from where he heard Mounou who was in front of Blanche Birger Building spot C10, saying: "Nou alle craze L'Amicale".

C11 Spot where Mohamede Azad Tupsee says he was standing at corner Royal & Emmanuel Anquetil Streets and from where he saw Mounou in front of l'Amicale at" spot C12" ordering the crowd "Craze" and the crowd hurling stones at l'Amicale. He also says that he saw red car parked in front of Lai Min Restaurant spot C13. From the same spot he saw Fico and Zoulou damaging two cars at l'Amicale spot C14, and from there they rolled the two cars to block the entrances of L'Amicale (spot C15 & C16). He also saw Zoulou and Fico spreading petrol and setting fire to the two cars from spot C11. Mounou and Bébé were in front of l'Amicale spots C17, C18 flinging stones at l'Amicale. While Mounou was still at spot C17, he(Mohamede Azad Tupsee) saw an unknown motorcyclist coming from the direction of Currimjee Jeewanjee stopping near him(Mounou) showing the ruck sack containing pints. Mounou instructed him to throw same at l'Amicale which he did and fire instantly broke out instantly in the building.

Note: Reconstruction on 08.06.99 between 0600 and 0630 hours
Enquiring Officer: Insp Nunkoo

# ANNEXE 10

MAURITIUS POLICE FORCE

217

Dec FAX 26/10/99

**The Police Medical and Scientific Division**
**CANDOS**

Address.....

*Head Office :—*
*Principal Police Medical Officer,*
Victoria Hospital, Candos
Tel : 4213, 4917

MY REF: MLR: PLN 152/99

YOUR REF: OB 1538/99 Fanfaron

Date..... 21.07.99

FROM : Dr.A.K Mohungoo - Principal Police Medical Officer
TO : District Magistrate of Port Louis (North)
THRO : Superintendent of Police - PLN

SUBJECT: Medico-Legal Report re. Death of MOHAMED FAWZEE ABDOOL HAKIM

**I certify that:-**

On 24.05.99, at 12:00 hours, in the mortuary at Victoria Hospital, Candos, Quatre Bornes, in presence of Chief Inspector Fullee I performed an autopsy on the body of one MOHAMED FAWZEE ABDOOL HAKIM, a male, aged 42 yrs, viz.-

**EXTERNAL EXAMINATION**

**The body was that of a charred middle-aged male, measuring 138 cm in length. The arms were adducted at the shoulders and the elbows flexed upwards. The left leg was adducted and flexed inward at the knee. The right leg was slightly flexed inward at the knee.**

**Complete burns of head hair and the scalp sparing pieces of scalp over right temporal, occipital and posterior parietal regions.**

3rd degree burns of whole of face including forehead, eyes, nose, lips, cheeks and chin.

3rd degree burns of front and sides of neck down to the muscles.

3rd degree burns of front of chest with a large opening over right flank measuring 30 x 13 cm with exposure of right diaphragm and liver

3rd degree burns of back sparing skin over back of neck, left side of dorsal region lumbar and sacral regions.

3rd degree burns of right shoulder, right upper arm, right forearm.

Dislocation of right elbow.

Fracture dislocation of right wrist, right hand being reduced to a stump.

3rd degree burns of left shoulder, left upper arm, left forearm.

.....2/

Dislocation of left elbow

Fracture dislocation of left wrist, left hand being reduced to a stump.

3rd degree burns of abdomen with a large opening measuring [illegible] over the right side and protrusion of guts.

3rd degree burns of pubis, penis, scrotum and buttocks.

3rd degree burns of right thigh involving skin and muscles.

Fracture lower end of right femur

3rd degree burns of right knee and right leg down to the bones

Fracture dislocation of right ankle, right foot being reduced to a burnt mass.

3rd degree burns of left thigh involving skin and muscles.

Fracture lower end of left femur.

3rd degree burns of left knee and left leg.

Fracture dislocation of left ankle with left foot reduced to a burnt mass.

## INTERNAL EXAMINATION

### HEAD

| | |
|---|---|
| Skull | Little extra dura heat haematoma in anterior and posterior cranial fossae.<br>Fracture right temporal bone.<br>Fracture outer table right upper occipital bone.<br>Fracture right lower occipital bone<br>Curved fracture right frontal bone. |
| Brain | Appeared cooked. |

### MOUTH, THROAT AND NECK

Natural teeth which appeared charred.
Small piece of yellow metal filling on right lateral incisor
Deep burns of lips.
Larynx and upper trachea showed deep burns.
Cervical muscles charred.
Cervical spines intact.

CHEST

| | |
|---|---|
| Air passages | . Contained soot and mucus. |
| Oesophagus | · Empty |
| Lungs | Right lung appeared cooked. |
| | Left lung showed marked oedema. |

HEART Pinkish discolouration.

| | |
|---|---|
| Heart muscles | Appeared cooked. |
| Valves | Normal. |
| Coronary arteries | Normal. |

ABDOMEN

Abdominal cavity contained spilled intestinal contents.
Charred loops of intestines and rupture of lower sigmoid colon
Right diaphragm and liver charred.
Stomach wall showed heat coagulation.
Stomach contained large amount of fluid with undigested food.

| | |
|---|---|
| Pancreas | . Unremarkable. |
| Kidneys | Of a pinkish colouration. |
| Spleen | Charred. |

X-Rays of head, chest, abdomen, pelvis and limbs were taken prior to autopsy

Two yellow metal rings, a wrist watch recovered from the debris in the body bag together with the yellow metal filling were handed over to the Police

The following specimens were taken for laboratory examination:-

1 Stomach, contents and blood for toxicology
2. Specimens of blood for alcohol and carbon monoxide estimation
3. Tracheal swab.
4 Blood for grouping and comparison.

CAUSE OF DEATH Extensive burns.

Dr. A.K. Mohungoo
PPMO

# ANEXXE 11

*A Review of the*
*MEDICO LEGAL REPORT of*
**MR. MOHAMED FAWZEE ABDOOL HAKIM**

*By*


# Dr A. C. R Gujjalu

***(Médecin Legiste)***
*Docteur en Médecine (France)*
*Diplômé en Médecine Légale (Londres)*
*Diplômé en Médecine Hyperbare (France)*
*Diplômé en Médecine d'Urgence (France)*

1. I have been instructed by Me. Rama Valayden to review the autopsy report of Mr. Mohamed Fawzee Abdool HAKIM and answer certain specific questions which have been put to me.

2. My qualifications enabling me to undertake this review are:

   A) M. D (France)
   B) Post graduate Diploma in Forensic Medicine (U.K)
   C) Post graduate Diploma in Hyperbaric Medicine (France)

3. My experience relevant to this review is as follows:

| | | |
|---|---|---|
| A) | 1976-1981 | Hospital Services (Mauritius) |
| B) | 1981 | Trainee Police Medical Officer |
| C) | 1985 | Diploma in Forensic Medicine & Pathology (U.K) |
| D) | 1981-2002 | Experience in autopsies and Clinical Forensic Medicine |
| E) | 2003-2005 | Coaching of Police Medical |
| F) | Vast experience as | Forensic doctor including deponing as an expert witness in Court |

4. In the year 1999, I was a Senior Police Medical Officer. However, I was not involved in any way whatsoever in the enquiry which was conducted following the arson at L'Amicale de Port Louis. Nor was I involved in the subsequent preliminary enquiry and the assizes.

5. I hereby declare that to the best of my knowledge, I am not aware of any situation which may lead to a conflict of interest on my part.

6. I have been appraised of the following facts:

   A) A fire broke out at L'Amicale de Port Louis on the 23rd May 1999 and seven persons died as a result.

   B) Six bodies were retrieved from the first floor of L'Amicale de Port Louis.

   C) A seventh body, that of Mr. Hakim, was retrieved from the second floor of L'Amicale de Port Louis.

   D) An autopsy was subsequently carried out on Mr. Hakim.

7. I have asked for and been communicated with the following documents:

A) Autopsy reports of all the victims namely:
   i. Yeh Ling Lai Yau Tim
   ii. Catherine Elizabeth Lai Yau Tim
   iii. Eugenie Louise Lai Yau Tim
   iv. Jean Alain Law Wing
   v. Rozana Jeanette Sophie
   vi. Mohamed Fawzee Abdool Hakim
   vii. Babooram Luckoo

B) Toxicology reports in respect of each of the victims

C) Relevant Court Proceedings.

8. I was asked to address the following questions:

A) Whether the injuries mentioned in the medico-legal report drawn up by Dr. A K Mohungoo in respect of Mr. Hakim are fire-related injuries.

B) Whether those injuries have occurred ante mortem or post mortem.

9. The autopsy report of Mr. Mohamed Fawzee Abdool Hakim concluded the following:

A) Burns over most parts of the body
B) Spared parts (unburnt) : Scalp : Right temporal, occipital & parietal region
C) Back of neck, Left dorsal, lumbar & sacral regions

10. **Doctor Gujalu opined that hese implied that the body was lying on its back slightly on its left.**

A) Skull fractures over the Right temporal, frontal & occipital regions WITHOUT specifying whether they were ‘heat fractures’ or not.

11. **It is to be noted that heat fractures to the skull are seen at the sites of burnt or charred scalp and** other bone fractures and burnt / charred areas WITHOUT specifying whether they were ante mortem or post mortem.

**Whether injuries are fire related injuries**

12. I can only conclude that the skull fractures had not been fire related. In view of non specification in the report that the burnt areas over the body were ante mortem or post mortem, some serious doubt remains as to their nature.

13. In view of the presence of soot in the air –passages (not specified whether soot reached bronchus) and a low level of Carboxy-Hemoglobin in the blood taken at autopsy and the fact that the body was retrieved from the second floor of the building, I can conclude that Mr. Hakim was not dead at the time the fire broke out.

14. It appears most likely that the deceased sustained head and/or body injuries from other causes but not by burns.

15. Burning / charring over the body, as not specified as being ante or post mortem can also be of a post-mortem nature.

**Conclusion**

16. In view of the non specified ante or post mortem burning or charring and the skull fractures which are certainly non-fire related, I am of the opinion that the skull fractures in particular were due to injuries sustained prior to the burning and that, at the time of fire, victim was lying on the floor over the back and was dying or in an unconscious state from his head injuries and/or other undetected body injuries.

# ANNEXE 12

**IN THE SUPREME COURT OF MAURITIUS**

I, Mohammad Shafique NAWOOR , presently detained at the Beau Bassin Central Prison, Beau Bassin.

**MAKE SOLEMN AFFIRMATION AS A MUSLIM AND SAY THAT:-**

1. I was 19 years old at the time of my arrest and was living together with my parents, two brothers and sister at Mohamedally Road, Pamplemousses.

2. I attended Diego Garcia Government School up to Standard V. I know how to sign and I can only write my name. I do not know how to read.

3. In the year 1999, I spent most of my time hanging around with friends and going out to nightclubs.

4. Prior to the Amicale case I have never had any trouble with the police and I had a clean record.

5. Before my arrest I had worked as a shop assistant at *Bematix at La rue la Corderie, Port Louis.*

6. In the morning of Saturday the 22nd May 1999, I was still sleeping when my mother woke me up and told me that a friend came to see me.

7. In fact, the person who came to see me was a student of Hassen Raffa college who wanted to know if I knew where he could buy a type of drum called a *'marfa'* as he needed to bring same to the *'inter colleges'* which was to be held on Monday the 24th May 1999.

8. We went to Plaine Verte together where I brought him to a place on Inkerman Street. However, there was no 'marfa' for sale over there so I brought him to the place of another friend near the *Eidga*.

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9. That friend had a 'marfa' which he was willing to sell but told us that he would need it for the football match on Sunday and that it could be collected after the match.

10. Since I would be going to the match, I was asked to collect the *'marfa'* from the person and was given Rs. 500 to pay for the *'marfa'*.

11. The next day, on Sunday 23rd May 1999, I left home at about 14 00 and went to Anjalay Coopen stadium by bus.

12. At the stadium, I bought a third class ticket for about Rs. 25.

13. On the stands, I was standing behind the goal posts in Scouts Club section. There were some people I knew who were playing the *marfa*. I joined them and started to play as well.

14. At some point in time when I was playing I heard that somebody was singing a religious recital (Ya-Nabi-Salaam-Wa-Alaika) but changed the words of the recital to include Scouts Club i.e Ya-Scouts-Salaam-Wa-Alaika.

15. Although I was not a regularly practicing muslim at the time, I did not find that it was appropriate to change the words of the recital.

16. The person singing the song was one Azad Thupsee whom I knew from the time when I was living in Plaine Verte. An argument ensued between us following which I hit Azad Thupsee a couple of times on his face with the drum stick which is used to play the *marfa* since he did not want to stop singing.

17. Towards the end of the match, I remember that Scouts Club was losing the game and in the final minutes, a goal scored by Scouts Club which would give them the title was disallowed.

18. As fans expressed their anger in the stands, I dejectedly made my way out of the stadium.

19. Once I was in the parking lot, I met a couple of friends whom I know as Nahim and Atekool. All three of us jumped in the back of a truck which was heading towards Port Louis via Pamplemousses.

20. When we reached Pamplemousses, my friend Atekool alighted from the lorry. I needed alight as well but then realised that I have to go to Plaine Verte to get the *'marfa'*, so I stayed in together with Nahim.

21. The lorry stopped at Khaddafi Square where Nahim and I alighted. A crowd had gathered there. In the crowd I saw a friend whom I knew as Ti-Bhai and the latter proposed me to smoke a joint with him.

22. Initially, I was reluctant because of the crowd that was present and the fact that the police station was not far away but then agreed. He rolled a joint and we both smoked.

23. It was at about that point in time that I saw a person whom I later learnt to be Khadafi Oozeer coming from Abbee de Roulette Street and the latter shouted: 'Nous ale craze MFA'.

24. After smoking the joint, I continued on my mission to find the *'marfa'* and Nahim accompanied me.

25. I followed a group of persons along Desforges Street who were going in the direction of the municipality.

26. At the municipality, I followed the crowd who were going towards New Court House and there reaching I saw incidents involving the fans of Scouts Club.

MSN

27. I heard, whilst in the crowd, that there had been more incidents after the match on the route from Anjalay Coopen Stadium to Port Louis.

28. I was afraid I might not get a bus back to Pamplemousses. Nahim told me to forget about the 'marfa', tell the students that I had paid for it and that it got damaged during the incidents after the match and to use the money to get a taxi to get back home.

29. A small group of persons went back down Pope Henessy Street, passing Pope Henessy Police Station turning right into the street next to the Theatre of Port Louis. I followed them

30. We eventually came onto Royal Street and I kept on following the group. I reached L'Amicale de Port Louis and saw incidents over there as well whereby people were hurling stones at L'Amicale. I did not stay more than a couple of minutes and did not participate in any way whatsoever in the incidents.

31. I told my friend that we better go and find a taxi and we went back towards Khadafi Square where there was a taxi stand. However, we could not find any taxi.

32. We started looking for a taxi and as I was walking along *Route des Pamplemousses,* I saw a few people playing carom under a street lamp among whom I recognised a taxi driver.

33. The taxi driver agreed to make the trip with the condition that he brings one of his friends along with him. I agreed.

34. The taxi made a first stop at *Callebasse* where Nahim alighted. I got off on the Royal Road at Pamplemousses. As I walked down the side street to my house, I saw my friend Atekool who invited me at his.

35. I went to his place where I saw that he together with two other friends of mine Mamé and Nadeem were smoking cannabis from a bong.

36. I stayed over for a while smoking cannabis with them and after taking a few hits I was so stoned that I was not able to go back home on my own. I remember that someone had to accompany me to my home.

37. I went to bed and the next morning, I remember my mum waking me up early in the morning telling me that Amicale had caught fire and that several people died. I thought she was just saying this to just to get me out of bed and I carried on sleeping.

38. When I eventually woke up later, I learned that effectively Amicale was burnt down and that seven people had died the previous night. I was shocked at the news, the more so, that I had passed in front of Amicale the previous day.

39. On the day of my arrest, I remember being near the mosque situated on *la rue large.* I saw Azad Thupsee and ten minutes later the police came to apprehend me and told me that I needed to give a short statement in relation to the football match of the 23rd May 1999.

40. I voluntarily accompanied them and that was the last thing I had done as a free man.

41. I have since spent 14 years behind bars for a crime I did not commit.

42. At the police station I was made to sign a few papers, none of which I knew the contents. I signed because I was only 19 at the time and thought it was the usual procedure.

MSW

43. I was also very intimidated because I never had any trouble with the police before and was now alone and surrounded by police officers.

44. I was denied the opportunity to inform my parents of my arrest and was only able to meet my mother two days after my arrest. It was then that my mother told me that she would retain the services of a counsel for me.

45. In the meanwhile, I was taken to Albercrombie police station. I was made to sit on a chair and was handcuffed from the back. One officer named Eshan Jooman took hold of a big book and hit me on the head several times whilst shouting abuse at me.

46. Another officer took out a newspaper from a drawer and showed me pictures of the two Sumodhee brothers and of Keeramuth. A person whom I later learnt to be SP Réné told me to implicate those three and that he would make me a witness for the prosecution. I refused.

47. My arrest has been the most traumatising event of my lifetime.

48. During the time I was incarcerated pending the preliminary enquiry, I was convinced that I would eventually be free since I was innocent.

49. I was being detained at the GRNW prison and at some point was made to share a cell with Keeramuth (Zulu) and one person named Salim Goonjaria. The cell was located in Landing 1, Remand B, Cell 8.

50. When the preliminary enquiry was over, the said Salim Goonjaria who was to be released, told me that if God was sending him home, God had to send me home and that I should understand what he meant.

51. However, I was committed to stand trial before the assizes where the testimony against me depended mostly on the person whom I referred to earlier as Azad Thupsee and also on witness Li Tung whose dock

identification the Court of Appeal has ruled that it ought to be disregarded.

52. At the assizes, I was Accused No. 4 and the other Accused parties were K. Sumodhee, I. Sumodhee and N Keeramuth. I had no connection whatsoever with the Sumodhee brothers and I knew none of them prior to the enquiry.

53. I admit failing to tell the whole truth in the statements I had given to the police. For obvious reasons, I did not want to admit to having smoked drugs on that night. I apologise for this.

54. In 2010, I lost my father and now live only in the hope to be able, one day to hug my mother and care for her.

55. The first years of my incarceration were traumatic for me. I was young and was feeling extremely bad about myself since my mother had to sell a piece of land belonging to her to be able to pay counsel fees. Up to now, she is renting the small house where she is living.

56. Although I was smoking cannabis before being arrested, in prison I gave in to bad influences and started injecting heroin.

57. I am now HIV positive.

58. As the years passed by and with the help of my friends in prison I have kicked the bad habit and I am now totally reformed.

59. My family do not have the means to explore further legal avenues open to me but I will never give up on the fight to prove my innocence and obtain my freedom. I cannot and will never accept that those who perpetrated this horrendous act for which I spent 14 years behind bars go unpunished

60. I hereby give my express permission to the group of lawyers enquiring into the Amicale case to use the present affidavit, which contains the truth and nothing but the truth, in any manner which they deem fit.

Solemn Affirmed by the Abovenamed Deponent )
At the Beau Bassin Central Prison ) S Nawaoor
This 26th June 2013 )

**DRAWN UP BY ME** **INTERPRETED BY ME** **BEFORE ME**

**Me K BOKHOREE**
**ATTORNEY AT LAW**

CCO/CM
26/6/13

(L.R. LUCKHOO)
**Chief Court** Officer/Court Manager
**SUPREME COURT**

# ANNEXE 13

le mauricien

Assemblée mardi prochain

...es agissements de gangs organisés au centre des préoccupations du MMM

...bourrin interpelle le PM sur la déposition ...e février du ministre-délégué Hervé Aimée

...ations de propos incendiaires

SAJ: «Que Ramgoolam ...e traîne en justice, on verra»

...elles de la violence du feu

...venir de Sunrise FU hypothéqué

Post-incendie de l'émeute

## Chinatown: «Nou pas capave accepté bann actes prémédités»

M. Jean Yip Tong: «Les Mauriciens qui veulent la paix doivent se mobiliser le jour des funérailles des quatre personnes victimes du massacre de dimanche soir pour dire "Enough is enough"»

Appel pour que le Port-Louis des affaires soit vide demain vendredi, pendant les funérailles

Vingt-deux suspects arrêtés dont 10 à Plaine-Magnien

Attentat terroriste dimanche

## Un militaire français: «Un acte de guérilla urbaine minutieusement préparé»

Yousouf Mohamed: «Violences calculées et préméditées»

Uteem répond à Tsang Mang Kin

A l'occasion de son 30ème Anniversaire

SOLDES

Jusqu'à 50% de Remise

Aux Magasins

MIKADO

Sir William Newton, Desforges et Astrolab également

Inde

## Sonia Gandhi: c'est le Congrès qui décidera du PM

Je suis indienne à part entière», affirme-t-elle devant les délégués de l'AICC.

L'aviation indienne entre en action

Greenline

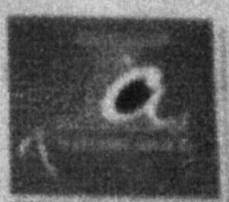
Cet homme est dangereux

Pays-lô li pé fini

# A la une de ce journal:

LE VÊTEMENT

Grandes facilités de paiement sur les carreaux céramiques et sanitaires de rêve au showroom de LA & NULLE PART AILLEURS à PORT LOUIS



RTE ROYALE

## Attentat terroriste a l'amicale: un temoin occulaire raconte

**UN MILITAIRE FRANCAIS : " UN ACTE DE GUERILLA URBAINE MINUTIEUSEMENT PREPARE"**

**Nous avons un témoin. Lieutenant dans un " corps spécial de l'armée française", Français d'origine maghrébine, c'est un solide jeune home ayant connu la Guerre du Golf et les snippers de Sarajevo. En vacances a Maurice, ce militaire de carrier a été, "par le plus grand des hasards", un des témoins de l'incendie de l'Amicale de Port Louis, dimanche dernier. Il ne fait aucun doute pour notre interlocuteur que " cette attaque est un parfait example d'une opération guérilla urbaine prépare et exécute dans les moindres détails". Pour notre interlocuteur, il est clair que cette attaque " l'objectif était zéro survivant". Il trouve des similitudes entre le commando de dimanche derniers et ceux qu'il a côtoyés et qui était formes dans certains pays connu pour ce type d'activités.**

**C'est tout a fait par hasard que je me suis retrouve a pied avec ma femme aux environs des rues Royale et Anquetil dimanche dernier vers 18hr30. On sentait les gens tendues et nous avons appris que des bagarres avaient éclate après un match de foot" nous raconte le lieutenant.**

**Le jeune militaire accepte de nous raconteur le déroulement de l'attaque de l'Amicale de port Louis : "il y avait soudain des pétarades de mobylettes et des cris. Un trentaine de personnes, beaucoup portant des écharpes rouges sur le visage, se sont mis à jeter des poubelles et à renverser des motocyclettes garées. J'ai entendu un bruit de vitre ou de pare – brise. Nous avons cru que c'était des hooligans", narre l'officier français. Sa femme et lui décident alors de remonter la rue Emmanuel Anquetil' en courant, afin de ne pas se faire tabasser par ces voyous" autour d'eux les gens s'enfuient dans toutes les directions ,paniques.**

**Le jeune couple s'arrête " a quelques 50 mètres du carrefour" des rues royale et Anquetil, se sentant en sécurité. Notre témoin raconte alors avoir eu une drôle de sensation, car je regardais vers le casino", sentant que quelque chose que " de pas spontané s'y déroulait". Notre interlocuteur redescend alors la rue et se place a une dizaine de mètres du Carrefour.**

**"J'ai lu lundi soir qu'on parlait d'acte terroriste. Ici, ce n'était pas un acte terroriste, mais une vraie opération commando militaire, minutieusement prépare et exécute. Je suis revenue sur les lieux mardi et je comprends mieux comment les différentes étapes de l'opération se sont déroulée" poursuit notre interlocuteur.**

**D'abord, affirme t-il, il y a eu ce qu'il appelle "ceux a l'avant poste, les pseudo hooligans charges de la diversion" cette première salve" était responsables, selon lui, de faire croire**

**a une attaque d'un groupe de hooligans. La quarantaine de membres qui la composaient était a "mobylettes et a pied" et ils avaient pour mission de faire peur aux gens afin qu'ils dégagent la rue" et de faire en sorte que ceux se trouvant a l'intérieure de l'Amicale y demeurent, se croyant en sécurité"**

PRECISION ET DEXTERITE

Cette phase, poursuit notre témoin, comportait " la pseudo attaque de l'entrée de l'Amicale", vu que selon le militaire français, il fallait tout faire pour que les gens croient qu'ils étaient en sécurité a l'intérieure du bâtiment". Notre interlocuteur ajoute que l'attaque du Restaurant Lai Min fait partie de ce désir de faire croire a une attaque spontanée. Cette première étape, estime le lieutenant, à dure 3 a 4 minutes.

"Puis est entre en action le commando. Avec du recul, j'estime qu'ils devaient être une douzaine. Dimanche, d'ou j'étais et dans la fumée, j'avais remarques huit de ces guerillos. Leur opération s'est déroulée comme ils avaient prévu, de manière professionnelle, dans les moindres détails" affirme le militaire français. "Je n'ai pu tout voir, mais ma visite de mardi m'a confirme que tout avait été bien planifie, les lieux visites auparavant et le moindre détails répertorie" poursuit notre interlocuteur.

Le militaire estime que ce commando a d'abord mis le feu aux voitures et aux mobylettes, bloquant les issues de L'Amicale. " Ce genre d'attaque est connu comme "ascenseur pou l'échafaud" dans notre équipe, car toutes les issues étant bloques, les personnes a l'intérieure ne peuvent échapper a la mort" explique l'officier. Mardi notre interlocuteur a Remarque également que tout " le système de climatisation semblait avoir été lapide avant que les cocktails Molotov ne soient envoyés a l'intérieur de l'immeuble". Ce qui selon lui , "objectivement, assurait au commando le maximum de fumée a l'intérieur du bâtiment, donc le plus grand nombre de personnes tuées par suffocation..."

Notre interlocuteur assure également avoir vu un membre du commando lancer un cocktail Molotov et Remarque " qu'il n'est pas donne au commun des mortels de pouvoir lancer avec précision un cocktail Molotov alors qu'on est aussi a mobylette et que le conducteur ne ralenti que pour vous donner quelques brèves seconds pour le lancer" selon lui , il ne fait aucun doute que " ce gars la avait été entraine a lancer des grenades, vu la dextérité de son geste".

PAKISTAN OU AFGHANISTAN

L'enquête qui sera menée par les policiers mauriciens permettra, s'explique t-il de préciser combine de foyers ont été causes par ces cocktail Molotov –" comme, je n'ai pas tout vu, j'estime qui' il y a eu 2 ou 3 cocktail Molotov lances" et les explosions de voitures incendies---je soupçonne que l'on aurait même lance des cocktails Molotov a intérieure des voitures, vu la vitesse avec laquelle tells ont explose" avance t-il.

Selon notre témoin, sa visite de mardi sur les lieux lui permet d'avancer que " les personnes a l'intérieur du casino n'avaient pas la moindre chance de s'en sortir. Tout, a été fait, je répète tout a été fait pour qu'ils y passent tous". Le feu ayant pris au rez de chaussée au deuxième étage, les personnes se trouvant au " premier étage étaient comme dans un ascenseur bloque: aucune fuite possible" cependant , avance l'officier français, "il y a eu un seul hic au plan du commando que certains aient pu forcer les stores sur la rue royale"

Cette deuxième étape, selon le militaire français a dure, tout au plus, cinq minutes car " la rapidité et la précision sont les deux mamelles de l'opération" ce commando avait un chef qui, debout vis a vis de L'Amicale , a rue royale le , supervisait le travail de son commando. " C'était le seul a être demeure calme. Il devait faire 1m80 et portrait une echarpe rouge qui lui couvrait le visage, c'était le professionel de la guerrilla urbaine. Ceux qui iront temoigner devant les autorités devront être lucides et se souvenir de ce gars qui detonnait dans la panique générale : il était vêtu d'un survêtement rouge et était sur le trottoir en face de L'Amicale" se souvient t-il. "Cela m'a rappelle la Colombie ou l'Algérie avec des groups armes qui pratiquent ce type d'attaque: encerclons la diligence et ne leur laissons aucune chance" ce commando a évacuée les lieux a mobylette, constate notre témoin.

Le troisième groupe devait être compose d'une vingtaine de personnes, mêlées aux badauds, et selon notre interlocuteur," leur mission a eux était simple: jouer les paniques et empêcher les gens de débloquer la situation. Certains ont découragé de personnes qui voulaient porter secours aux personnes du casino" le militaire ajoute que les membres de ce troisième groupe se concertaient du regard pour " apaiser les gens et j'en suis convaincu, donner l'occasion au feu de se propager a l'intérieure du bâtiment" " je suis convaincu que tout a été prévu, qu'il y avait un chef d'orchestre sur les lieux et que tout s'est déroule comme le commando l'avait prévu. Il n'y a eu, pour le commando, qu'une seule fausse note ; que des gens aient échappe a la mort" affirme l'ancien de Sarajevo.

"je suis également convaincu que le groupe qui est passé a l'action dimanche a été forme soit en Afghanistan soit au Pakistan, car cela ressemble exactement a leur manière de procéder. je l'affirme : nous avons eu affaire dimanche dernier a une action de guerrilla visant les civils, une action planifiée pour faire le plus de victimes possibles; action décidés et pensées pour faire le maximum de victimes, un peu a la manière des attaques des

commando anti russes en Afghanistan, nous déclare avec beaucoup d'assurances ce témoins averti.

# ANNEXE 14

Doc 6 Doc 51
26/10/99

REFERENCE TABLEAU RE CASE ARSON CAUSING DEATH OF PERSONS AT L'AMICALE, PORT LOUIS ON 23.05.99

A Spot where a body was found.

B Spot where five bodies were found.

C Spot where a body was found.

D Spot where Raymond Zamir says he was when he saw rioters throwing stone.

E1 and E2 Spots where two stones were found.

F Spot where Wahab Vallimamamode was when he saw stone being flung by rioters from Royal Street and several panes of glass damaged.

G Spot where a red wire was found fixed to the handrail to allow the persons to get out of the building.

H Spot where burnt autocycles were found.

J Spot where four burnt autocycles were found.

K Spot where two burnt autocycles were found.

L Spot where one burnt autocycle was found.

M Spot where one burnt autocycle and one burnt bicycle were found.

N Spot where three burnt autocycles were found.

P Damaged screed on first floor (17 cm).

# ANNEXE 15

**IN THE SUPREME COURT OF MAURITIUS**

I,**Sheik Imran SUMODHEE,** presently detained at the Beau Bassin Central Prison, Beau Bassin.

**MAKE SOLEMN AFFIRMATION AS A MUSLIM AND SAY THAT:-**

Maître Kaviraj BOKHOREE
*Attorney-at-Law (Avoué)*
suite 615
6th Floor, Sterling House
Lislet Geoffroy Street, Port Louis
Tel: 213 5034

1. My date of birth is 25th August 1960

2. Save my conviction in the *Amicale* case, I have never been convicted by a court of law.

3. Prior to giving statements to the police in connection with the *'Amicale'* case, I have never had any brushing with the police nor have I ever given a statement to the police, either under caution or otherwise.

4. In 1999, I was in charge of the *Citadelle* bakery situated at *Boulevard Pitot, Vallee Pitot.*

5. I got married on the 9th December 1984 and two children were born from this marriage namely Mohammad Assad on the 21st October 1986 and Mohammad Washil on the 10th January 1990.

6. Prior to being arrested in the *Amicale* case, I was living together with my wife and two kids at *18 Crimea Street, Vallee Pitot, Port Louis.* Other members of my family including my parents, brothers, sisters in law, nephews and my niece lived in the same house.

7. On 12th August 2009, I lost my father and I was given permission to attend his funeral. My father's body was placed in the lounge of the house and as I stood next to his corpse, I took the most powerful oath, as a firm believer in God, in front of those present to the effect that I am innocent in the *Amicale* case. I took God as witness.

8. In 2010 I came to know that my wife, Nazida has been suffering from cancer since the year 2000 and was in the terminal stages of the disease.

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My wife courageously kept that information away from me until her illness reached a critical stage.

9. My wife was brave enough to come and visit me, to give me hope and courage while she herself was fighting for her life.

10. I will never forget that on the 9th September 2011, my wife came to visit me for the last time. She had to be taken to the prison in an ambulance in the company of her treating doctor. I did not know that it was the last time I was seeing my wife, Nazida.

11. On 18th September 2011, I was informed by the prison authorities that my beloved wife had passed away.

12. My wife believed in my innocence from the minute I was arrested up until her last breath.

13. I was given permission to attend the funeral of my wife.

14. At the funeral I again based myself on a specific verse of the Holy Quran and took the most powerful oath to the effect that my brother and I are innocent and that if we were guilty, my wife shall be forbidden entry to paradise. I repeated the oath five times inside the house where the body of my wife laid and five times outside the house to the assistance present.

15. My deceased wife was the person dearest to me.

16. I was contacted by Me. Rama Valayden in the year 2011 in respect of an enquiry which he wanted to initiate together with a group of barristers in order to shed the light on the *Amicale* case.

17. I was told that the said group of barristers firmly believed in my innocence but that it was not enough and I still needed to speak the whole

truth and nothing but the truth about everything I know concerning the *Amicale* case.

18. I gave various statements to the police in connection with the *Amicale* case in presence of my then barrister Me. S. Goolamally.

19. As stated, at the time I gave those statements, I was not aware of the mechanics of our justice system and I was labouring under the impression that the fact that I was innocent was sufficient in itself and that the police would find the true culprits very quickly.

20. I will now relate the events of the 23rd May 1999:

    a. I remember that on 23rd of May 1999, I left home to watch the football match between Fire Brigade v/s Scouts Club which was to be played at Anjalay Coopen Stadium.

    b. I left home at about 13:30 accompanied by my brothers Khaleeloudeen Sumodhee (Bébé), Rahmatoullah Sumodhee, Fazil Sumodhee and my nephew Jihaad Khodabocus who was fifteen at the time.

    c. I was wearing a red t-shirt with *"Scouts Club"* printed over it and a pair of green trousers.

    d. We drove to Anjalay Stadium in a red proton wira car bearing registration number 3211 OC 96.

    e. We arrived at the stadium at around 14 15 and I parked the car in the first class parking as allocated by the police.

    f. The match started at around 15 15.

g. Towards the end of the match, the tension reached a peak in the stands when a Scouts Club goal was disallowed following a Fire Brigade goal in the 89th minute.

h. We left the stadium at around 17:15 and was immediately stuck in a traffic jam in the parking of Anjalay Stadium itself.

i. Whilst stuck in the traffic jam in the parking, I saw a neighbour, Mahmade Ramjane, and offered to give him a lift back to *Vallee Pitot.*

j. We reached *Khadafi Square*, Plaine Verte at around 18 10.

k. At Khadafi Square, a crowd of around 400-500 persons had gathered and some of them surrounded the car.

l. I could hear people shouting *"l'arbitre in coquin nou, a nous alle craze biro MFA"* meaning *'the referee robbed us, let's attack the offices of the Mauritius Football Association'*

m. Shortly afterwards, groups of fans started moving towards the offices of the Mauritius Football Association situated in the Chancery House building.

n. I slowly drove along with the crowd since all of us in the car were frustrated at the numerous poor refereeing decisions that had been made against Scouts Club on that particular day and on so many occasions during the course of the season.

o. On the way to the MFA the procession came to a halt and a person whom I know by the name of Salim Goonjaria approached the car, leaned over at my window and stated the following to me:

"Moonou a nous alle brule Amicale mo armee"

p. Salim Goonjaria told me that he was armed and to go with him and set fire to l'Amicale'

q. I ignored him and carried on in the procession. However, Salim Goonjaria came back and I noticed that he had a black satchel in his possession which he wanted me to keep in my car. I refused and carried on with the procession towards MFA.

r. I continued to follow the crowd, drove along *Sir Virgile Naz Street* (also known as Tourraine Street) then turned left into Church Street where I parked the car on the left hand side of the road (when facing Champ de Mars) just behind St Louis Cathedral.

s. I, together with Bébé, Fazil, Rahmat, Mahmade Ramane and my nephew Jihaad Khodabocus walked towards Chancery House.

*t.* Before reaching Chancery House I saw damage being caused to the Blanche Birger building which is situated on the corner of *Pope Henessy* and *Lislet Geoffroy Streets.*

u. We continued our way down *Listlet Geoffroy Street* where I saw stones being hurled at Chancery House.

v. I hurled a few stones at Chancery House myself.

w. After a couple of minutes the crowd started to move away. I went back up *Lislet Geoffroy Street* and saw a crowd moving towards Government House. More damage was being caused to New Court House and on Catheral Square.

x. We all followed and I saw a gathering in front of Pope Henessy Police Station and saw ~~that a~~ that a fire had been set in front of the station

y. I immediately sensed that the situation was getting dangerous and since our nephew, Jihaad who was only 15 at the time was under our responsibility, I called back my brothers, Mahmade Ramjane and my nephew and we headed back to the car.

z. I went down the road from where the car was parked along Champ de Mars and onto *Boulevard Pitot.* As I reached home, I clearly remember that *'Ligne Droite'*, a TV program about the horse races was starting.

aa. As soon as I had reached home I heard somebody calling out for me from the street. I went out to check, it was Reaz Auckle who lived in the neighbourhood and who was the brother of one of my employees who came to give me a slice of his birthday cake.

bb. I thanked him and remember asking him about the state of health of his mother.

cc. I then went into the bakery which was located on the ground floor in the same building as my house to check whether my employees had turned up for work.

dd. Upon seeing that my employee Desiré was not yet present and realising that he might be having transport issues because of the incidents after the match, I made a telephone call from my house phone number number 2405730 to one of my employees, Mr. Iqbal Auckle who was on leave on that day and asked him whether he could do me a favour and pick Desiré up.

ee. I called Mr. Iqbal Auckle since he was the owner of an autocycle and he knew where Mr. Desiré resided, having accompanied me there on a previous occasion.

ff. Mr. Iqbal Auckle acceded to my request.

gg. I then sat on the settee and watched 'Ligne Droite' with my son sitting on my lap as my deceased wife spoon fed both of us. My deceased dad was also watching TV with us.

hh. At about that time, a woman whom I knew as 'Kala Feyal' and who used our bakery to bake cakes of her own which she then used to sell, came home to give my father rent money.

ii. I also remember that around 19 45, my brother Bébé called on the home landline from the bakery of Desforges Street, phone number 242 1835 to inform me that Amicale was on fire.

jj. At around 20 00 – 20 30, I was on the exterior flight of steps which led to the first floor of the house when I saw Azad Thupsee who was riding a red and white mini-honda coming from the direction of Marcel boutique passing in front of my house. I noticed that he was carrying a big raffia bag on his autocycle.

kk. He slowed down in front of my house and shouted 'Mounou, bannela finne defonce Marcel, zotte p devalise partou', meaning Marcel store has been broken into and was being looted.

ll. At no point in time did I leave home on the 23rd May 1999 after coming from the football match.

*21.* In the year 1999 when I was on remand at Beau Bassin prison on one particular afternoon, I was sitting in a group of other inmates and the said Salim Gounjaria who I had mentioned earlier and who was also arrested in connection with the Amicale case, said the following to me in front of the others, *'Mounou mo conne toi, to ene beau frère. To innocent, zotte tous ki la innocent. Mo pas pe capave dormi. Alors mo p demande zotte excuse moi. Mo pou prend tout charges'*, meaning Mounou, I know you, you are

my brother in law. You are innocent and so is all of you. I cannot sleep and I am asking all of you to forgive me. I will bear all of the consequences.

22. Upon hearing that statement, Nazim Laulloo who was also arrested in the *Amicale case* and was in the group with us, asked Salim Goonjaria, what would happen if he were to be released after the preliminary enquiry.

23. Salim Goonjaria replied that if that is so, then he will go home and will implicate anyone who makes allegations against him.

24. That was witnessed by the following people: my brother Bébé, Issa Peertum, Nazim Laulloo and Mahmade Ramjane.

25. On another occasion, Salim Goonjaria stated the following to me *'Mounou, si to ti garde mo sacoche la avec toi, capave Amicale pas ti pou bruler' meaning* Mounou, if you had kept the satchel I gave you on the 23rd May 1999, Amicale would not have burnt down.

26. I asked him what he meant and he replied that the satchel contained incendiary devices.

27. However, after a few weeks passed by, the said Goonjaria changed his attitude. He stated that he had found a way out of the case and that he would implicate anyone who revealed the truth about what he had stated in prison.

28. Since I had faith in our justice system, I knew that there could not possibly be any evidence against me and that the witnesses would speak the truth, I did not deem it important to do anything about what Goonjaria stated to us especially in the light of his threats.

29. Moreover, in prison I became aware of the existence of a terrorist group by the name of *'Escadron de la Mort'* with whom Salim Goonjaria was

apparently associated with and in the circumstances I did not want to do or say anything which might endanger the lives of my wife or sons.

30. At the Assizes, I chose not to depone under oath because my statements given to the police were not true and I did not want to go under oath to tell lies.

31. At the assizes, the evidence against me rested only on a sole witness: Azad Thupsee. Azad Thupsee and his brother Reza Thupsee had worked in the family's bakery and even stayed at my father's house in the past. On a couple of occasions, however, he was reprimanded for being dishonest and on a particular occasion I even slapped him a few times for his dishonesty.

32. Nonetheless, his mother was also working in my father's house, doing the ironing, and asked us not to take any further action against his son.

33. I have not disclosed certain information and lied about other issues in the statements I gave to the police for the following reasons:

    i. I did not want to admit having gone to Khadafi Square because of what Salim Goonjaria had stated to me and I did not want to be involved in any way whatsoever in this horrendous crime, not even as a witness.

    ii. I did not admit I was involved in the MFA incidents by fear that my admission to participation in the incidents may lead to the police believing I took part in the arson at Amicale.

    iii. I believed and I was then under the impression that before the trial, the police would trace the true culprits and bring them to justice.

iv. Furthermore I was under the impression that the fact that I was innocent meant that the lies would be of no consequence towards the finding of guilt at the assizes.

v. I had never had any involvement with the police prior to the 23rd May 1999 whereby I needed to give a police statement and therefore did not realise the importance of telling my version in all minute details.

vi. Many persons were getting arrested for the Amicale case at the time. Since I was innocent in the Amicale case and it appeared that the police were looking for Scouts Club fans who were involved in incidents after the match, I instinctively wanted to detach myself from the incidents.

34. I apologise for not having stated the whole truth in my police statement. I only understood the consequences of this after years spent in prison

35. This affidavit contains the whole truth and nothing but the truth to the best of my knowledge and whilst my freedom is important to me, I would rather die honestly behind bars having told the truth than to get out of jail by telling lies.

36. After my conviction, during the years spent in prison my belief in God has become more intense and I have been transformed as a man and I have been practicing my prayers daily for the last 14 years.

37. In my prayers, I often spare a thought for the seven victims of the arson of 23rd May 1999 as well as their families and pray that the real culprits be brought ~~be~~ justice and be made accountable for the atrocious crime they committed. I firmly believe that the families of the victims of the 23rd May 1999 deserve to know the truth.

38. I am swearing this affidavit with the sole purpose of putting my versions of facts forward so that my integrity can be given back to me before I leave this world.

39. After losing my father and my beloved wife and my children being adults now, I have nothing in the world to look forward to but I have now fulfilled my duty to come clean and leave matters in the hands of the Almighty.

40. I understand that this affidavit can be published and I hereby give my express consent that this affidavit be used in any manner that the group of lawyers enquiring in the Amicale case may deem fit.

41. I reiterate what I have stated and maintained on every day for the last fourteen years of my life: I am innocent in the *Amicale* case. I will maintain this until my last breath.

Solemn Affirmed by the Abovenmed Deponent )
At the Beau Bassin Central Prison )
This 26th June 2013 )

**DRAWN UP BY ME INTERPRETED BY ME**

**Me K BOKHOREE**
**ATTORNEY AT LAW**

**BEFORE ME**

(L.R. LUCKHOO)
Chief Court Officer/Court Manager
SUPREME COURT

# ANNEXE 16

**IN THE SUPREME COURT OF MAURITIUS**

I, Mohamed Imran Muthy, aged 51, self employed. residing at 17 Seetulsingh Street Port Louis and holder of National Identity Card Number H2711610101153

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**MAKE SOLEMN AFFIRMATION AS A MUSLIM AND SAY THAT:**

1. In the year 1999, I was on remand at Grande Riviere North West prison.

2. At some point in 1999, the exact date I cannot remember, one Salim Gounjaria was brought to Grande Riviere North West prison.

3. The said Gounjaria was made to stay in the same yard as myself and with other remand prisoners named Laulloo, Neeyamuthkhan and Boodhoo.

4. I remember an occasion when Mr. Laulloo was crying as he could not bear the fact that he was accused of a crime he did not commit. That happened in front of the said Gounjaria.

5. Shortly after that episode, the said Goujaria approached me and told me that he had something to tell me.

6. We had a private conversation whereby he told me the following:

   'Mo dire ou ene zafer, mo enan respect pou ou. Mo dire ou ene zafer franc. Mo pas pe capave, ca travail la moi kine fer ca.'

7. When I asked him what 'job' he was talking about, he replied: 'L'Amicale la, moi kine fer ca.'

8. Our conversation was cut short because it was the end of the break and we had to go back to our cells.

9. Then, in a subsequent conversation, he told me everything about the L'Amicale case: He explained with who he carried out the attack, how was it carried out and why it was carried out.

10. He told me he could not keep it in his chest anymore since he was seeing first hand how innocent people were suffering.

11. I remember asking him why he had carried out the attack and he replied that he used to be a gambler and that he his wife left him for that very reason and that L'Amicale was a nuisance which had to be eliminated.

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12. He explained that a new game was recently introduced in L'Amicale which many of his 'brothers' were playing and losing their money. He said it was a job which had to be carried out.

13. He also told me that he was ready to assume his responsibility if he were to be convicted for a maximum of ten years.

14. He also explained to me how before setting out on his mission, he went at a place called 'Montagne ti bassin' at Vallee Pitot and told me that one of the name of one of the persons who carried out the attack.

15. I have communicated the name to the lawyers currently enquiring into this case and I am ready to give this name to the police or to any Commission of Enquiry.

16. He told me how their mission was to 'elimine roulette', since that was the new game which was introduced at L'Amicale.

17. He also explained to me how after setting fire to L'Amicale, they were on their way to set fire to the Mauritius Turf Club when one person whom he referred to as 'Barahim' convinced them not to go forward with their plan.

18. He also confessed to me how himself and the person who was accompanying him attacked and rampaged a tavern in Vallee Pitot.

19. He stated to me that the person who was with him destroyed compromising evidence down a drain at his place.

20. However, the attitude of the said Gounjaria soon changed and I remember him saying that he knew how a way out of his case.

21. I told the said Laulloo about what has been confessed to me by Gounjaria. The said Laulloo told me that Gounjaria needed to be talked to so that he assumes his responsibility.

22. The Sumodhee brothers were eventually made aware of the whole episode but I was told that Mounou, the elder of the Sumodhee brothers said that there is no need to do anything about this since he did not want to get into trouble with the said Gounjaria and furthermore that in any case he was convinced that he will be allowed to go home after the preliminary enquiry since he was innocent.

23. Since then, 14 years have passed and Mounou and the three other persons who have been convicted of the Amicale arson are still behind bars.

24. After I was released, I have always been waiting for the opportunity to share whatever I knew as regards to the L'Amicale case but it is only now, after I have been contacted by the lawyers conducting the present enquiry, that this has been possible.

25. I am swearing the present affidavit since I cannot live peacefully knowing that somebody has confessed to me of having committed the arson and while innocents have been jailed for 14 years and counting.

26. I confirm having sworn this affidavit voluntarily without any pressure whatsoever from anyone or any form of reward.

27. I have no objection that this affidavit be published or used in any manner that the lawyers currently enquiring into this case deem fit.

Solemnly affirmed by abovenamed Deponent )
At Chambers , Supreme Court House, Port Louis )
This 24th June 2013

DRAWN UP BY ME

Mohamed Imran Muthy,

BEFORE ME

A.M Jeenathally
Senior Registrar/
Regional Court Administrator

# ANNEXE 17

**IN THE SUPREME COURT OF MAURITIUS**

I, Issac Yacoob Peertum, aged 59 years self employed . residing at .8d , Cite Laval Street Port Louis and holder of National Identity Card Number P190853180750D

---

**MAKE SOLEMN AFFIRMATION AS A MUSLIM AND SAY THAT:**

1. I was born on 19th August 1953 and I am self employed I am married and the father of 4 children.

2. I am a distant relative of the Sumodhee family.

3. On 26th November 1998 I was arrested by the Police in relation to a drug case. I was found guilty on the 30th April 2002.

4. Whilst I was on remand at Beau Bassin Prison in yard no. 5. I met the nine persons who had been arrested in connection with the L'Amicale case and who were awaiting for the Preliminary Enquiry in that case.

5. During the Preliminary Enquiry into the Amicale arson, I still remember that on one particular afternoon at around 16 15 – 16 30 I was in the company of a few inmates including the one Salim Goonjaria.

6. We had just performed the prayers.

7. Just after the prayers were over, Salim Goonjaria stood up and addressed all those in the Amicale case

8. He presented his apologies and said words to the effect that those persons who were accused should not have been here since he had committed the Amicale arson and not them.

9. Shortly afterwards we were ordered to go back to our cells.

10. I am ready, willing and able to give a statement to the police as to the facts I have mentioned in this affidavit and further to give evidence in Court or depone before any Commission of Enquiry.

11. I have given this affidavit because ever since the day the four persons were found guilty in the Amicale case, I knew that our Criminal Justice System had gone wrong since innocent persons had been convicted while the person who has confessed to the crime before my very eyes and the other persons present was freed.

12. I have not been forced in any manner whatsoever to swear the present affidavit nor promises of any kind were made to me to swear the affidavit.

24-06-2013 14:57
46868 CASH 150.00

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13. What I have stated in the present affidavit is true to the best of my knowledge and I hereby give permission to the group of lawyers enquiring into the Amicale case to use the present affidavit in any manner which they deem fit.

Solemnly affirmed by abovenamed Deponent )
At Chambers Supreme Court House )
This 24 June 2013. )

Drawn up by me

Issac Yacoob Peertum

Before me

A M Jeenathally
Senior Registrar/
Regional Court Administrator

# ANNEXE 18

No. 521529

Complaint and STATION

STATEMENT OF Mohammad KASAMI aged Khaki Corps
Surname 5/Jan/20

Address Age 22 yrs

Occupation Place where taken Date when taken Religion

Possible corroboration → NIO number. -lak keenco?

P.T.O.

The above statement has been read over by me to ... (Name of person making statement) who acknowledges it to be true and correctly recorded.

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

H RADHA Rank

Name and Rank of Recording

No. 521530

NIC No. ..... C

STATEMENT OF Mohammad KABARE OGEER

Occupation. Cadre Jeune Votre Age .....

Address ..... Religion. .....

Ki Bamba fine Kouts li pas x difficile pas avant
Ca pendu. Alors Cine fine dire Rahim Kouts qu
pendu tout le temps avec la gueule. Ki pas f
face avec eux d'avant quand détenue Ma
Verte bien avec la gueule. Khamis le Capa
dei'z pas alle Amiens, k x avec avec K
qui li pas fini faire Factions Cocktail pas c
Bamba, dimanche Capane Seini Ka li fine dir
Rahim avec Azad face pas dernier petit
fini alle attitude li bas et petit même Mini
mette du pas en premier face la Bamba le
Autres dimanche Capane mette du pas petit
avec. Rahim fine d'accord avec Ca Pend
Bahim avec Azad pas x Capane pas alle pas
Cadi x dire avec Raja Ramadi qui x Bamba q
pas en Kouts. Sui vient pendu x Bamba avec
Cine descendu dire pas la Pendu Ka bas
jusqu'à Nina dans Pendu Verte et quand
pas Pendu Verte Bien Excité Ca Capane Ka
mace qui pas avec Pendu Verte Ka pe
Qui petit alle mette du pas Amicale. Apr
pas mette petite Ka Pend. dire Dimanch
date exacte dire pas Capane Khamis la qu
fine bien dire pas exact petit fine Gamin ca

The above statement has been read over by me to ..... (Name of person making statement)
who acknowledges it to be true and correctly recorded.

Signature of Maker .....

Signature of Witnesses .....

Signature of Recording Officer

HADJIRA ...
Name and Rank of Recording Offic

No. 521531

P F 5[illegible]

[illegible] STATION

N.I.C. No ..... .....

STATEMENT OF Mohammad KADAFI Cazali

Occupation... Cand. fin Vdrv"ac ... Age...

Address..... Religion.....

Tenu en [illegible] la [illegible] Vente du qui [illegible]
fine pendi [illegible] jour là Tenu en la fine une fille de
la [illegible] fine [illegible] Occasion Grand deux fois
Emmadlia fine sur la route des [illegible]
dans aux [illegible] Cartier Longe Ca deux fois
la fine dire à mon fille [illegible] Faire Cette Mme
[illegible] fille fine travail qui Devant la Cour a tenu
la Rage, Pac fine Capone faire venir. Devant
Ca deux fois Emmadlia à Mme dire la fine
Convoque Quatre Cents dinarmes à qui Servir
la Rage Rapide à fini Grand Ca Semme Porte
qui à fine fait Confiance là à fini Chemin Ca
Mêmes dinarmes, étant donné pac fine Capone
faire venir [illegible] Cette fine aller Cette Station la
Huissier Cette fine Commence Crier et mette
feu, en particulier Raja Rapide reçue Cette Semme
dinarmes, deux fois Emmadlia à fine fine
aller, Quitte la route là, j'ai avait une à dire
la route là une à qui Suivre Cette Rage me me
Regarde me à qui Gauche Cette Semme monsieur
toi me à qui Suivre Semme là face qui me à Ca
Cette qui juste Manifester, Quand me fine Ma
Cette qui Commence faire Guidance qui fait
Devant me fine regarde Empêche Cette moi à M

The above statement has been read over by me to.....
(Name of person making statement)
who acknowledges it to be true and correctly recorded.

Signature of Maker.....

Signature of Witnesses .....

Signature of Recording Officer

H. KADAFI

P.F. 5.

No 521532 Camp C.I STATION

S.I.C. No.

STATEMENT OF Mohammad KADAFI OSEER

Occupation Centre Jeune VIVISI Age

Address Religion

Pas une seule mais je n'ai jamais tué personne
je n'aime pas faire ça mais malheureusement
pas une fois quand une camp, soit une centaine de
cette arcade. Dans chaque pelotage il y a
deux ou trois d'munitions parmi la foule chaque
projectile peut une explosé en deux et une fois
de feu. Ce pas ceux qui ce sont d'munitions
Kadhafi ce la défi vole Hamza mais une fois
comme la voix d'munitions pé ceci à nous aide
du feu dans l'municipal. la foule là une cent
mille fois la foule parmi si dans l'autre les
Motocyclettes vont et la plupart si ont vingt
défi ceci d'une cinte comme partie Hospital
Ecrit qui si pé comme reçu si une fois
pour écrire cette figure mais cette si yeux de
comme hôpital là si tout qualité centre
une fonde la rue Vole Hamza, route dans la rue
Tripoli une partie une route dans la rue vieux
Docteur et une l'autre partie une place dans la rue
l'Hôpital et cette tout fin descende vers la rue
Royale entre l'Municipale. la Radio reçue
si déjà fini là bas dans cette moto cyclette et
une monte là haut pour descendre dans l'municipal
cette année qui une mort premier du fin si

Both le

The above statement has been read over by me to (Name of Person making statement)
who acknowledges it to be true and correctly recorded.

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

H. RADHOM Rep
Name and Rank of Recording Officer

No. 521533

P.F.

N.I.C. No

STATEMENT OF Mohammed KADAFI CISSE

Occupation Comd. Gen XXXX Age

Wife ... Religion

lors [illegible] l'Amicale lors la même [illegible] l'équipe fine Commune Lance Cocktail molotov [illegible] l'Amicale Avant ça jette fine bonne avec l'auto [illegible] lors Parking et fine amène dieu l'emmè l'Amb et Reza reçue Ca donne fine mette au feu fine [illegible] l'état l'auto là. Bonne Client Amicale fine Ca Gamer en Panique. Rahim reçue Azad + avec Jette Helmet intégrale avec jette et Comma chez Pienne. Jette fine allé. Lors l'Amicale fine bien [illegible] au feu. Reza avec ça l'équipe fine Gamer [illegible] fine Jette Cette Lai c'est fine Commune Ca Pantou et jette fine Copain plusieurs Caisse la bière et l'argent qui jette fine bonne. [illegible] Ça la fine face devant ma Cinzano Lit [illegible] Ca donne Jaffaire là api descendre ma Pas fine Bonne Ancaine fine Commodités là bas, Lai mai ma fine dekonné lors ma motocyclette ma [illegible] Line lors Kadafi Egnan Dieta ma fine Jouir [illegible] deux frères Commodités là bas. Jette ma Amb mai qui fine Amené là bas Cette (Ambulance) [illegible] mais Bonne Ajax la femme api descendre. Là fine dire Jette qui donne Reza et Rahim Ca ma mette au feu dans l'Amicale, là ma bon Pas dire en qui c'est ma même jour + all

The above statement has been read over by me to ... (Name of person making statement) who acknowledges it to be true and correctly recorded.

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

H. CADDAFA Lt

Name and Rank of Recording Officer

No. 521534

P.F.55

Campbe Cid STATION

S.I.R. No. .....

STATEMENT OF: Mohammad KADAHFI Cozeir

Occupation Cantd. from Tobruk Age

Address ..... Religion Nil?

informe deux membres NIL qui si ofi' absente depuis
Etaten Dainé Nuite. Je k ame ce deux NIL là Se
que Cama fette trio dan ain là appelle Hak
Keano et l'autre là ami Sergent qui ma pas Comm
Se nom, qui Dans Reza et Rahim Ceco avec
Zette Jpanpa fine mette du feu dans Etaten la
police Kofe Henecy et L'Amicale, Je pas Comm
Qui Zette fine Jens apré. Jai ma fine alle ma
la Cage, Dami Dans parisens Kigbullah qui si
avec Reza apé mette du feu dans l'Amicale
ma fine Decouvertes Ains Comm Tocah qui
Zette Rock Hil à Camp Lineux. Je Dans ma
Capane, Auttefois Cinq Dimanches Se ma Dans
Zette. Ceucanne Se deux frère Emmadine là
ma Cin et Cartain qui Zette pas fine Trend
Ancaine pour alle du feu Kofe Henecy ni dans
l'Amicale pans qui ma si tout le temps Jne'ecou
pertout dans tous Ca Dans Kinimente à.

En Respecten fine Kelin ma l'enquête Cire ma
si Kan, Jo pein mamin pan apeler, Cotier Se Comm
Se fine dans Ca par ma allemin.

The above statement has been read over by me to ..... (Name of person making statement)
who acknowledges it to be true and correctly recorded.

Signature of Maker .....

Signature of Witnesses .....

S. FARREEDUN CPL 1032

E. [illegible] m/s.
Signature of Recording Officer

H. RADDAN 2nd/Lt.
Name and Rank of Recording Officer

# ANNEXE 19

**STATEMENT OF MR. RAFFICK GOOLFEE REGARDING THE ARSON AT L'AMICALE ON 23RD MAY 1999**

1. I am a business man and social worker

2. On 23-05-99, I watched part of the second half of the football match between Fire Brigade and Scouts Club live on national television.

3. At the end of the match, I witnessed briefly certain problems occurring at the stadium, i.e. there was fighting and hooliganism.

4. I then proceeded to Plaine Verte Police Station. I am on good terms with the police officers stationed there and they know me for the social work I perform in Plaine Verte. I advised the police officers that they should take certain precautionary measures to avoid trouble which had occurred in plaine verte after a prior football match between Sunrise Sporting Club and a team called zamalec from Egypt.

5. They agreed and informed me they would place all police jeeps inside the yard of the police station. They requested me to store certain police motor cycles in my yard, to which I agreed. The police agreed that the buses coming from the north would not come down Route Nicolay and the 'Gare du Nord' The police officers telephoned Abercrombie Police Station and gave the relevant instructions.

6. I then returned home and certain police officers brought the police motor cycles to my house. After 5 to 10 mins, a police officer came to fetch his motor cycle and told me that news had come from Vallee Pitot Station that a group of persons were preparing to go and set fire to different areas in Port Louis. The officer transmitted a request from the officer in charge of Plaine Verte station that I go to Valle Pitot and try to dissuade them from their plans.

7 I drove to Vallee Pitot and stopped at Boulevard Victoria. I saw a large number of motor cycles at Boulevard Victoria. They were stationary but seemed to be pointed towards Champs de Mars. I saw a white van in the group and in the van , I recognised one Azad Nandoo.

8. I know Azad Nandoo who lived some 200 metres from me in Plaine Verte I suspected him of being a member of the " Escadron de la Mort" (hereinafter referred to as "Escadron") I did not stop to speak to Azad Nandoo because I was not on good terms with him.

9. The said "Escadron " was suspected at that time of having orchestrated and carried out what was known as the " Gorah Issac murder" The victim in that murder was one Babal Joomun but it was widely reported that I was also a target of the "escadron".

10. Since the " Gorah Issac murder", I had taken precautions to avoid meeting and discussing with the suspected members of the " escadron" At that time, the " Escadron" had not been dismantled by the police and the members of my family and I were officially under police protection.

11. There were about 60 people in the procession I saw but most of them had their faces covered with scarves and I did not recognise anyone else.

12. Out of concern for my personal security, I pretented that I was disinterested in the group and proceeded towards Champ de Mars from Boulevard Victoria. I then returned home and telephoned to my friend, Georges Piew, who was also a social worker in Port Louis. When I informed him of the situation, he told me that he would join me and asked me to accompany him to visit a friend in Vallee Pitot, Boulevard Victoria Street.

13. Mr Piew was anxious for his friend because the latter sold alcohol in his shop and was a potential target for Muslim Fundamentalists. We also had in mind that several restaurants and shops selling alcohol in Plaine Verte and Vallee Pitot had been attacked on several previous occasions.

14. Mr Piew came to my house and we went to see his friend in Vallee Pitot. When we reached Boulevard Victoria, we saw that the car could not proceed as there were many people blocking the street.

15. We took another road and went to Champ de Mars. There, somebodyinformed us that a large procession had passed by and that they had tried to release horses but that there was a gun shot and the procession had left.

16. Mr .Piew and I then went down Corderie street, along Ollier street and then Desforges street. We went to Plaine Verte again towards Vallee Pitot to find out what had happened. There, we learnt that heavy damage had been caused to many shops in the area. I advised Mr. Piew not to get down since he was not a Muslim and there could be some tension in the area.

17. We again went to Champs de Mars and we noticed that several jeeps were posted there. It seemed to me that there were both police officers and members of the Special Mobile Force.

18. We went towards Royal street Port Louis We entered Royal Street and noticed that there was a group of persons around L'amicale gaming House (hereinafter referred to as L'amicale) I saw that the road was blocked and the car could not proceed down Royal Street.

19. From that distance, I could see that it was the same group which I had seen previously at Vallee Pitot. Most of them still had their faces covered with scarves and I could not recognise anyone.

20. When I had arrived near the scene, I saw that l'Amicale was already on fire. However, the fire was not widespread.

21. I asked Mr Piew to phone the police but his cell phone battery was dead. He the left me at that spot and went home to re charge his battery.

22. Members of the procession were throwing items on fire at the building. I could not distinguish exactly what was being thrown. Some of the items did not hit the target and fell back on the road. After some time, I noticed that the dice hanging from the Amicale building caught fire and the fire spread rapidly to the building.

23. I knew the Sumodhee family well at that time, they owned a bakery near Plaine Verte. I am sure that no member of the Sumodhee family was there with uncovered faces. I would have definitely recognised them.

24. I stayed at the spot for around 10 mins. By the time I left the dice had already caught fire and the fire had already spread to the building. At that time there were no cars on fire in front of the building.

25. At that time, someone passing by told me that he was informed that the group would proceed to government House after burning down L'Amicale. I waited for Mr.Piew to return.

26. We quickly went to Plaine Verte to fetch reinforcements but, on reaching Khadafi Square we saw a large group of people and there was a lot of tension. We then dropped the idea of reinforcements and rushed to Government house.

27. We drove down Desforges Street towards the Municipality of Port Louis. I was in the passenger seat and while driving down Desforges street, I noticed, on my left, a group of people involved in disorder at Emmanuel Anquetil Building.

28. I also noticed another group of persons involved in incidents in front of Pope Hennesy Police station. I did not recognise anyone from that distance but I did notice that no one had their faces covered. The people at the Emmanuel Anquetil and at Pope Hennesy Police Station did not seem to be from the group I had seen earlier at Vallee Pitot and at L'amicale.

29. When we reached Government House, I met a member of the National Intelligence Unit (NIU) who I knew as Mr Hakim Peeroo. I immediately informed him of the news I had received and asked him to do the needful for proprer authorities to guard Government House. We waited there for some time until a large number of police officers came on the spot.

# ANNEXE 20

T45 26.5.99

The SUN

Actu

## PNQ du leader de l'Opposition sur les incidents après le match Fire-Scouts

# Ramgoolam reconnaît qu'il était en présence d'un rapport de la NIU sur d'éventuels troubles

- *Bérenger: "Le Law and Order est une véritable descente aux enfers"*
- *Le leader de l'Opposition demande à Ramgoolam de retourner devant l'électorat*
- *Ramgoolam: "Est-ce que Clinton ou Mandela a démissionné?"*
- *Les matches de football de première division suspendus*
- *Sept arrestations effectuées*
- *509 policiers déployés avant et après le match de dimanche*

**Le Premier ministre, Navin Ramgoolam, a fait un aveu de taille sur son incompétence, au Parlement, hier, à l'heure de la *Private Notice Question* du leader de l'Opposition, PNQ qui était axée sur les incidents après le match Fire-Scouts. Il a en effet reconnu qu'il avait été en présence d'un rapport de la *National Intelligence Unit* (NIU) qui le prévenait sur d'éventuels troubles et qui contenait une liste de noms des personnes suspectes. Malgré son échec total face à des terroristes bien organisés, Ramgoolam a maintenu que la police avait pris toutes les dispositions nécessaires et même des mesures spéciales.**

**Paul Bérenger a déclaré que le *Law and Order* est aujourd'hui une véritable descente aux enfers. Pour avoir failli comme ministre de l'Intérieur, responsable des différentes unités de la police, dont la SMF et la SSU, le leader de l'Opposition a demandé à Ramgoolam de démissionner et de retourner devant l'électorat.**

Dans sa PNQ, M. Bérenger demande les renseignements suivants suite aux troubles de dimanche dernier qui ont coûté la vie à sept personnes.

Le nombre de policiers déployés à ce jour et des arrestations effectuées.

Quelles sont les mesures préventives qui ont été prises?

Si ceux responsables des attaques contre L'Amicale et d'autres édifices à Port-Louis appartiennent à des groupes organisés.

Le déploiement de policiers au poste de police de Pope Hennessy.

Quelles mesures d'urgence sont prises pour revoir la pratique du football et mettre fin au break-down de law and order dans le pays?

Dans sa réponse initiale, le Premier ministre a indiqué qu'à partir des informations reçues jusqu'à présent, il y a eu deux [illegible] dimanche dernier. D'abord, il y eut les actes de hooliganisme par des fans de football qui ont résulté en des dommages considérables en termes d'équipements et d'infrastructures.

### 5 465 cartes vendues

Ramgoolam a affirmé qu'en sus d'un détachement de la SMF, 96 éléments de la SSU, 59 de la Traffic Branch et 9 du CID central ont aussi été déployés. Le PM a aussi indiqué que 5 465 cartes d'accès ont été vendues.

Evoquant le cas des neuf policiers suspendus (4 de faction au poste de police de Pope Hennessy et 5 autres à L'Amicale), il a déclaré que "the action or inaction of these officers will be subject to investigation and disciplinary action if need be will be taken".

Le gouvernement a-t-il entrepris, en consultation avec la MFA, d'interrompre la tenue du tournoi de première division pour une durée indéfinie en attendant des réformes suivant comment les clubs de football devraient être organisés. Il a aussi annoncé la présentation prochaine du Sports Bill au Parlement.

Navin Ramgoolam a promis de prendre des mesures exceptionnelles dans des circonstances exceptionnelles. "We have to be very tough as people realise and have to use exceptional measures". Mais une telle décision de la NIU donnant des noms et selon lequel des troubles allaient éclater au match Fire-Scouts de dimanche dernier?

**Ramgoolam**: C'est le cas.

**Bérenger:** Quelles mesures préventives ont été prises après ce rapport?

**Ramgoolam:** Les personnes dont les noms figurent sur ce rapport ont été *'monitored'* supposément 24h sur 24, je ne le sais pas. Elles n'ont pas été actives jusqu'à présent. La plupart d'entre elles ne sont pas impliquées. Aucune arrestation n'a été faite.

**Bérenger:** J'ai fait référence la semaine dernière aux incidents survenus au stade Anjalay il y a deux semaines. Mais le Premier ministre a déclaré que c'était des *'minor incidents'*. N'a-t-il pas donné le mauvais signal au public au lieu de prendre cette affaire au sérieux? Le Premier ministre accepterait-il avoir adopté la mauvaise attitude?

**Ramgoolam:** C'est incroyable. J'ai dit que la police a reçu des ordres de tirer. Je n'ai pas adopté une attitude *'casual'*.

**Bérenger:** Une semaine avant les incidents au stade Anjalay, le Premier ministre a qualifié les incidents précédents de mineurs. C'étaient des incidents sérieux.

**Ramgoolam:** En fait, il n'y a pas eu perte en vies humaines. C'étaient bien des incidents mineurs. Il faut taire des incidents survenus au sujet national et non pas en tirer des gains politiques.

**Bérenger:** Je ne comprends pas le Premier ministre après ce qui s'est passé. Une équipe a dû rester à l'intérieur pendant une heure après le match. Des responsables d'un club ont été insultés dans le parking. Est-ce que c'étaient des incidents mineurs? S'il avait averti le public, les choses auraient été différentes.

**Ramgoolam:** Je peux dire que d'autres des incidents mineurs. Selon la pratique, on garde les équipes [illegible]

poste de police de Pope Hennessy. Le recrutement s'est fait sur une base ad hoc. Il n'y a pas eu un entraînement approprié.

### Descente aux enfers

**Bérenger:** Le *law and order* est une véritable descente aux enfers. Après ce qui s'est passé dimanche, si rien n'est fait pour restaurer la confiance du public dans la police, cela va vraiment mal finir. Que propose de faire d'urgence le Premier ministre?

**Ramgoolam:** Il faut prévenir cette psychose de *law and order*. Il ne faut pas en faire une question politique. Lorsqu'il y a un problème de *law and order*, tout le monde s'assemble pour ne pas créer une plus grande psychose. Selon les statistiques, la criminalité est en baisse. Je donnerai certaines informations lorsque je déposerai devant la commission Matadeen.

**Bérenger:** La situation va de mal en pis en termes de *law and order*. Le Premier ministre en tant que ministre de l'Intérieur responsable de la police et de la SMF, est un échec total. Le Premier ministre [illegible] possibilité de soumettre sa démission ou de retourner devant le peuple. Sinon, les choses vont vraiment mal finir.

**Ramgoolam:** Par cette attitude, l'opposition veut créer une psychose pour pousser les gens à enfreindre la loi. Les gens responsables doivent agir de façon responsable. Ils font comme s'il n'y avait pas de problème avant.

### Contrôle des armes

**Rajesh Bhagwan:** Que fait la police pour contrôler les armes à feu? Il semble que rien n'est fait.

**Ramgoolam:** La police fait tout. Au cours du dernier mois des armes ont été saisies.

**Jayen Cuttaree:** Il y a une attitude de [illegible] groupes organisés [illegible]

# ANNEXE 21

16/12/2010

351

MAURITIUS

06.1538/96

P.F. 41

Cause No. 714 /99

# Information Upon ~~Oath~~ J.A.H

CHARGE OF ARSON

DISTRICT OF Port-Louis

PS 3392 Patten

of said district Maketh Oath and saith as follows:

THAT on or about the 25th day of May one thousand nine hundred and ninety-nine at Royal Street in the said District one (MOHAMMAD) REZA THUPSEE, 22yrs, residing at 3 Castor Street, Plaine Verte 2. ABDOOL HOSSEIN KEE RAIMOTH, 20yrs residing at 36 Imp. Lenepveu Plaine Verte did criminally, wilfully set fire to a building, to wit: l'Amical Club de Port-Louis.

# ANNEXE 22

Lx 26.5.99

PNQ SUR LES ACTES DE VIOLENCE DE DIMANCHE

# Ramgoolam : "Un rapport de la NIU prévoyait des incidents"

***Le Premier ministre a confirmé hier que le service de renseignements était en présence des informations sur les incidents de dimanche. Selon lui, il y a eu "two sets of disturbances" ce jour-là***

**UN RAPPORT** du service des renseignements (NIU) avait prédit que des incidents allaient avoir lieu dimanche dernier. C'est le Premier ministre et ministre de l'intérieur, M. Navin Ramgoolam, qui a confirmé cet élément d'information hier à l'Assemblée nationale alors qu'il répondait à une *Private Notice Question* (PNQ) du leader de l'opposition, M. Paul Bérenger, relative aux violences survenues après le match de football opposant le Scouts Club à la Fire Brigade.

M. Ramgoolam a aussi déclaré qu'au fur et à mesure que progresse l'enquête policière dans cette affaire il se confirme que l'incendie criminel de l'Amicale de Port-Louis *"was more than spontaneous"*.

Il a d'autre part révélé qu'avant les violents incidents survenus dans la capitale dimanche les sapeurs-pompiers ont reçu pas moins de 18 requêtes pour intervenir dans des cas d'incendie de cannes dans différentes autres régions.

Selon lui, *"two sets of disturbances"* ont eu lieu dimanche. Le premier marqué par des actes de hooliganisme après le match de football qui ont causé des dégâts importants aux équipements et infrastructures du stade Anjalay.

D'autre part, a-t-il poursuivi, des bandes de gangsters se sont déchaînées dans le centre-ville, en mettant le feu à la maison de jeux l'Amicale. Cet incendie a fait sept morts, lesquels ont été tous iden-

*M. Navin Ramgoolam.*

S'agissant du chapitre de *Law & Order* et les risques réels d'une *"vraie descente aux enfers dans le pays"*, M. Bérenger a invité le Premier ministre à démissionner comme ministre de l'intérieur et à considérer l'opportunité d'organiser de nouvelles élections générales.

## "Cheap politics"

Lui répondant, M. Ramgoolam a cité ce qui s'est passé récemment en Italie et aux Etats-Unis ou en Afrique du sud pour soutenir qu'une telle question ne s'est jamais posée.

En réponse à une autre question de M. Bérenger qui faisait allusion aux bandes organisées de gangsters proches d'un parti poli-

14 avril à Air Mauritius et le 10 mai à Port-Louis, M. Ramgoolam a déclaré que l'enquête se poursuit. A un certain moment, il a révélé qu'un homme proche de l'opposition a récemment confié au député Hervé Aimée que le pays serait à feu et à sang jusqu'à décembre. *"Cheap politics"*, a réagi M. Bérenger qui a fait savoir que cela est faux.

Invité par celui-ci à dire s'il avait fait de déclaration à la police, M. Ramgoolam a fait ressortir qu'il a seulement évoqué la question avec le commissaire de police par intérim.

Aux autres questions supplémentaires de l'opposition, le Premier ministre a confirmé que la police est en train de visionner les enregistrements sur bande-vidéo et les photos prises dimanche au stade Anjalay. Il a également annoncé que d'autres arrestations seraient imminentes. Jusqu'ici on compte sept arrestations, a-t-il précisé.

Du rapport du service de renseignements, M. Ramgoolam a déclaré qu'une personne citée pourrait être concernée par les actes violences.

Concernant les policiers affectés au poste de police de Pope-Hennessy, il a indiqué qu'au moment des incidents ce poste était sous la responsabilité d'un sergent de police, mais que les officiers qui y étaient affectés étaient tous *"fully equipped"* pour parer à toute éventualité.

A M. Jayen Cuttaree qui lui

prises contre ceux impliqués dan
des incidents qualifiés de *"dam
ging property by band"*, citant
Mouvement républicain (MR
M. Ramgoolam a déclaré qu
l'enquête est en cours et que
dossier a été transmis au Dire
teur des poursuites publique
(DPP).

## Travaux parlementaires ajournés

A M. Alan Ganoo qui évo
quait l'absence des mesures pr
ventives dans la capitale, le Pr
mier ministre a soutenu qu'il y
eu des déploiements des force
de sécurité dans plusieurs re
gions. Au total, neuf policiers or
été suspendus depuis lundi, a fa
ressortir M. Ramgoolam. I
étaient devant l'Amicale et
poste de Pope Hennessy dima
che, a-t-il indiqué.

Par ailleurs, M. Ramgoolan
a confirmé l'interdiction de l'o
ganisation des matches de foo
ball jusqu'à nouvel ordre. Cor
cernant le match de dimanch
dernier, il a dit que des réunion
avaient eu lieu les 17, 18, 19, 2
et 21 entre organisateurs, la po
lice et le ministère concerné pou
se pencher sur l'aspect de sécu
rité pour la rencontre Fire
Scouts.

Suivant une requête formulé
par M. Bérenger, les travaux pa
lementaires ont été ajournés, e
signe de deuil. La motion a é
présentée par le *Leader of th
House* et secondée par le Leade

# ANNEXE 23

AFFAIRES GORAH ISSAC ET L'AMICALE

# Donohoe de Scotland Yard enquête

**M. JOHN** Michael Donohoe, un *Detective Chief Superintendent of Police* de Scotland Yard, épluche depuis lundi les dossiers du crime de Gorah Issac et de l'incendie de l'Amicale de Port-Louis. Il s'est installé dans un bureau à l'hôtel du gouvernement. Il est âgé de 52 ans. Le recours à Scotland Yard est vivement critiqué par l'opposition.

A son arrivée, M. Donohoe a rencontré le commissaire de police par intérim, M. André Feillafé. *L'express* a essayé en vain, à deux reprises, d'obtenir de M. Feillafé, au téléphone, de plus amples détails sur le parcours professionnel de M. Donohoe. Interrogé également, M. David Shattock, conseiller du gouvernement sur les affaires policières, s'est refusé à tout commentaire.

Au bureau du Premier ministre, on déclare ignorer l'identité de cet homme. Le travail de M. Donohoe, selon certaines sources, est considéré comme *Top Secret*. C'est la raison donnée à la veuve d'Abdal Joomun (Babal), l'une des trois victimes de l'incident de la rue Gorah Issac, laquelle a demandé aux Casernes centrales l'autorisation de rencontrer l'officier. Elle a obtenu une réponse négative.

S'il s'agit véritablement d'une mission confidentielle, pour quelle raison le Premier ministre a-t-il annoncé cette arrivée au cours d'une conférence de presse vendredi dernier, s'interroge Mme Swaleha Joomun. Celle-ci est d'avis que l'officier devrait impérativement rencontrer les parents des victimes de l'assassinat survenu le samedi 26 octobre 1996 à la rue Gorah Issac, à Plaine-Verte. L'incendie de la maison de jeux l'Amicale du dimanche 23 mai dernier avait fait sept morts.

# ANNEXE 24

LX 29.3.99

P. Hardy

A77 Amicale de Plaisance

INCIDENTS DE DIMANCHE

# Vingt témoins de l'attaque de l'Amicale

*L'incendie de l'Amicale de Port-Louis dimanche dernier a fait sept morts.*

UNE vingtaine de personnes, dont des chauffeurs de taxi et des marchands ambulants, auraient assisté aux actes de violence de dimanche dernier perpétrés contre l'Amicale de Port-Louis, a appris *l'express* d'une de ces personnes.

Cette maison de jeu, située à l'angle des rues Royale et Emmanuel Anquetil, ainsi que plusieurs voitures et motocyclettes avaient été incendiées. Sept personnes, dont deux enfants, y avaient trouvé la mort lors de l'incendie criminel de l'Amicale.

Certains chauffeurs de taxi dont les véhicules ont été endommagés n'ont pas consigné de dépositions à la police, a appris *l'express* de sources policières.

Alors que le bâtiment de l'Amicale était lapidé et incendié, ces vandales ont endommagé des pare-brise et trempé des tissus dans de l'essence des réservoirs des véhicules qui s'y trouvaient afin d'y mettre le feu, a-t-on appris de ce même témoin. A un certain moment certains parmi ces fauteurs de trouble devaient lancer : *"Eh pas touche li, nou banne ça"*, a ajouté cette personne.

## Non-collaboration en raison de représailles

Dans le milieu des enquêteurs, on laisse entendre que beaucoup de personnes voudraient collaborer avec les autorités policières afin de faire la lumière sur cette affaire, mais que celles-ci hésitent cependant à le faire en raison de représailles.

Certains suspects arrêtés par des éléments de la *Criminal Investigation Division* de Port-Louis Nord dans le cadre de cette affaire ont été remis en liberté. Ils ont fourni des alibis prouvant leur innocence dans cet incendie criminel.

# ANNEXE 25

**IN THE SUPREME COURT OF MAURITIUS**

I, **Khaleeloudeen SUMODHEE,** born on the 29th April 1962 and presently detained at the Beau Bassin Central Prison, Beau Bassin.

**MAKE SOLEMN AFFIRMATION AS A MUSLIM AND SAY THAT:-**

Maître Kaviraj BOKHOREE
*Attorney-at-Law (Avoué)*
suite 615
6th Floor, Sterling House
Lislet Geoffroy Street, Port Louis
Tel: 213 5034

1. My name is Khaleeloudeen Sumodhee and I was born on 29th April 1962.

2. I got married on 16th July 1989 and from that marriage were born my two children: Nassirudeen Sumodhee born on the 20th August 1991, Wahzeerudeen Sumodhee born on the 21st February 1994.

3. Up until the day I was arrested, I was living at my father's house at 18 Crimea Street, Vallee Pitot.

4. In that same house were also living:

   a. My late father Jannat Sumodhee and my mother Mooneera Sumodhee,
   b. My brother Raffick Sumodhee, his wife Zairoon Sumodhee and their son Asbeer Sumodhee,
   c. Imran Sumodhee (Mounou) and his late wife Nazida Sumodhee and their sons Assad and Washil Sumodhee,
   d. Rahmat Sumodhee and his wife Nazima Sumodhee and their son Irfaan Sumodhee,
   e. Fazil Sumodhee and his wife Sabina Sumodhee and their daughter Amreen Sumodhee.

5. In the year 1999, I was in charge of one of the family bakery situated on Desforges Street, Port Louis.

6. I also used to be a die-hard fan of the Scouts Club and in the year 1999, my late father was the treasurer of the Club. During the football season of

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1999, I attended almost all matches of Scouts Club. I even travelled with the Scouts Club to Reunion Island on an occasion.

7. Whenever I attended the matches, an employee and friend of mine named Ally Ackbar Noordaully, hereinafter referred to as *'Garcon'*, used to run the Desforges bakery during the time when I was absent.

8. Up until the day I was arrested, I never had any problems with the police. Prior to my conviction in the Amicale case, I had a clean record.

9. I have never, prior to my first statement in relation to the Amicale case given a statement to the police whether under warning or otherwise.

10. On the 23rd May 1999, Scouts Club played a vital match against Fire Brigade at the Anjalay Coopen Stadium at Belle Vue.

11. Scouts Club were to be crowned champions of Mauritius if they were to win or draw the match against Fire Brigade.

12. Prior to going to the match of the 23rd May 1999, my wife Rosina Sumodhee, as usual, painted my face to the colours of Scouts Club: red and white.

13. I wore the following to the match: a red t-shirt with 'Scouts Club' printed over it and a pair of black jeans.

14. I left home for the stadium at around 13.30 and headed to Anjalay Stadium in company of my brothers: Mounou, Fazil and Rahmat, our nephew Jihaad Khodabocus who was a minor at the time and who was staying over at our place also accompanied us.

15. We reached the stadium at around 14 15 and my brother Mounou who was driving parked the car in the parking lot which was allocated to the fans of the Scouts Club.

16. We then proceeded to take our place in the upper part of the first class stands.

17. During the match, Mikael Badal scored a goal for the Scouts Club which was ruled out by the referee.

18. Henry Speville subsequently scored for Fire Brigade in the 89th minute and in the 92nd minute of the game Scouts club had another goal ruled out.

19. The disallowed goal triggered incidents in the stands where we were seated whereby fans uprooted seats from the stands and started throwing same onto the pitch.

20. I took part in the incidents myself by damaging a few seats and throwing same onto the pitch.

21. We left the stadium after the match and whilst stuck in the traffic in the parking of the stadium, my brother Mounou offered a lift to one of our neighbours, namely Mahmade Ramjane.

22. Mahmade Ramjane was seated in the backseat of the car. We proceeded towards Port Louis.

23. We reached Khadafi Square at around 18 15 where I saw that a huge crowd had gathered. Many of the fans, recognizing us, surrounded the car and voiced out their frustrations about the match to us. At Khadafi Square I sat on the window sill of the car.

24. Some of the people present were shouting abuse at the Mauritius Football Association and I heard others shouting 'Anou alle craze MFA.'

25. The crowd seemed already intent on going to the MFA to vent out their frustrations and after a few minutes the crowd, subdivided into small groups of persons, followed other groups of persons who had already left

in the direction of the MFA office which is situated in Chancery House, Lislet Geoffroy Street.

26. I got back into the passenger seat and we followed the crowd and other persons followed the procession behind us. At some point, one person whom I know as Salim Goonjaria approached my brother Mounou who was driving. I remember him telling Mounou to go with him to set fire to Amicale. I also saw the said Salim Goonjaria trying to give Mounou something to keep in the car. Mounou refused.

27. We slowly drove along Touraine Street and turned left on Bourbon street where we parked the car behind *Cathedrale St Louis* on the left hand side of the road.

28. I in company of the other occupants of the car, that is, Mounou, Fazil, Rahmat, Mahmade Ramjane and Jihaad walked towards Chancery House.

29. I saw damage being caused by fans using their crash helmets to the window panes of *Blanche Birger*.

30. I proceeded down Lislet Geoffroy street and reaching Chancery House I saw that stones were being hurled at the building.

31. I did not participate in the incidents in front of Chancery House.

32. I in company of my brothers, nephew and neighbour walked back up Lislet Geoffroy Street onto Pope Henessy Street where we saw that a crowd was making its way towards the Government House. More damage was being caused namely to New Court House and lamp posts on Cathedral Square

33. I followed the crowd and at the level of Pope Henessy Police Station, I noticed that a crowd had gathered and that fire had been set in front of the entrance of the Police Station and in the Registrar building.

34. Almost immediately, my brother Mounou called for all of us and said that we needed to leave immediately since the situation is deteriorating badly.

35. I made my way to the car and headed home in company of Mounou, Fazil, Rahmat, Mahmade Ramjane and Djihaad Khodabaccus.

36. We reached home at around 19 05 - 19 10.

37. I went to the Citadelle Bakery which is found on the ground floor in the same building as my house.

38. I remember that my wife, Rosina, was sitting at the till, dressed in a white churidar. I asked her to bring me some tea.

39. I needed to go to the Desforges bakery to take over from Garcon who had replaced me while I was at the match and I got a lift from my brother Fazil who was taking his wife Sabeena and my mother to buy *'grillade'* on Desforges Street.

40. They dropped me at the bakery on Desforges Street at about 19 20.

41. A friend of mine named Faizal Jinally whom I knew as Kouloute was in the bakery talking to Garcon.

42. Garcon informed me that my mother in law had called and that I needed to call her back. I immediately called back my mother in law from the telephone of the bakery number 242 1835.

43. She was worried and asked me if I knew of the whereabouts of my father-in-law who we affectionately used to call "Pap". I explained to her that there was a traffic jam on the route from Anjalay stadium and that my father-in-law was possibly stuck in traffic.

44. When I was at the bakery, a friend of mine, Asgarally Peer, walked in. We talked about the match and shortly afterwards there was a power-cut.

45. I made my way to Mohamedally Court, a few metres from the bakery and asked the security guard if I could borrow a torch from him. He lent me one.

46. I made my way back to the bakery, lit some candles up and returned the torch back to the security guard. I then called up the CEB to inform them that there had been a power-cut and I was informed that there was a big fire in Port-Louis which had caused the power-cut and that electricity would be back on in a while.

47. In the meanwhile clients who walked into the bakery informed us that there was a fire at l'Amicale.

48. The security guard also came to buy bread and informed us that he went on the roof top of Mohamedally Court building and could see the fire.

49. I asked him to take my friends, Asgarally Peer, Garcon, Kouloute and myself to the roof top of Mohammedally Court building so we could see the fire. I closed the accordeon door of the bakery and we made our way to Mohamedally Court.

50. As we reached Mohamedally Court, we took the lift, which was powered by a generator, and went up to the roof top and we stayed there for about ten minutes.

51. When I returned to the bakery, I called home and informed my brother Mounou that L'Amicale was on fire.

52. At around 20 00, my brother Raffick Sumodhee came to take over from me at the bakery and I went home.

53. At home, I had dinner with my wife and after dinner, at around 21 00, I took my wife, the kids and Jihaad who was staying over at ours and went to the bakery and to Mamode Ally Court, Deforges street. We went to the roof top to see the fire and then went back home and went to sleep.

54. When I was on remand at Beau Bassin Prison, the person I referred to as Salim Goonjaria and who was also arrested in connection with the L'Amicale case stated to a group of persons that he knew that my brother and I were innocent, that he could not sleep and that he would shoulder the responsibility

55. The persons who had witnessed what Salim Goonjaria stated include: My brother Mounou, Issa Peertum, Nazim Laulloo and Mahmade Ramjane.

56. At the Assizes, I chose not to depone under oath since I did not tell the whole truth in my statement. I apologise for this.

57. In fact, I did not admit being involved in the MFA incidents as I was afraid that my admission to same may lead the police to conclude that I also participated in the Amicale case.

58. Furthermore I did not want the police to know about what Salim Goonjaria had stated to my brother on the 23rd May 1999 since I feared that I could end up being involved in a matter in which I was innocent.

59. I also believed that the true authors of the horrendous crime of L'Amicale would eventually be traced out and made to accountable for their actions.

60. As I mentioned earlier, I never had any involvement with the police prior to the 23rd May 1999 and did not then understand the importance or mentioning all the details in my statement.

61. Furthermore, since I was innocent, the seriousness of the matter did not sink in until after I was provisionally charged with murder.

62. By the time the appeal was heard and judgment delivered, my family's financial resources were exhausted and I could not proceed any further to prove my innocence.

63. In 2009, I lost my father with whom I shared a very close relationship. I was granted a permission to attend his funeral and at the funeral, when I was seated next to my father's body, I swore to God that I am innocent in the Amicale case. This was, according to me, the most powerful action I could do to prove my innocence to those present.

64. This affidavit contains the whole truth and nothing but the truth to the best of my knowledge.

65. I am swearing this affidavit with the sole purpose of putting my versions of facts forward so that my integrity can be given back to me before I leave this world.

66. I understand that this affidavit can be published and I hereby give my express consent that this affidavit be used in any manner that the group of lawyers enquiring in the Amicale case may deem fit.

Solemn Affirmed by the Abovenamed Deponent )
At the Beau Bassin Central Prison )
This 26th June 2013 )

**DRAWN UP BY ME** **INTERPRETED BY ME** **BEFORE ME**

**Me K BOKHOREE**
**ATTORNEY AT LAW**

(L.R. LUCKHOO)
Chief Court Officer/Court Manager
SUPREME COURT

# ANNEXE 26

1. My name is Ahmad Yousouf Ruhomally aged 44, I am a shop owner residing at Asset Tagor avenue, Valle Pitot, Port Louis. I was born on 22/07/68 and I am presently shop owner. I currently live at asset Tagor avenue, Valle Pitot

2. I used to be a Scouts Club supporter and on the 23rd May 1999, I attended a football match between Scouts Club and Fire Brigade at the Anjaly Stadium at Belle Vue.

3. I went to the football match on my own on my autocycle. As the match was drawing to a close, I saw various incidents on the stands and decided to leave.

4. When I reached Port Louis, I went to Plaine Verte where I saw different groups of people scattered in Plaine Verte garden. The atmosphere was clearly hostile towards the MFA and the referee.

5. At a certain point in time, I followed a group of persons along Desforges Street. The group of persons was going towards Royal Street where Amicale was situated.

6. Upon reaching L'Amicale, I noticed that the building was already on fire. At that point in time, I did not see any car which was on fire.

7. I suddenly heard a loud muffled 'boom' and I saw some tiles on the entrance of the Amicale building getting detached as a result.

8. I was really scared and after a few seconds I heard another loud muffled 'boom'. It was after the explosions that the building was properly set ablaze. At no point in time did I see any cocktail molotovs being hurled at L'Amicale building.

9. At no point in time when I was in front of L'Amicale did I see any of the Sumodhee brothers present there.

10. After some time, the Police came and ordered people to move away from the fire.

11. What I have stated in this Witness statement is true to the best of my knowledge and I have not been forced in any way or promised with any kind of reward to swear the present witness statement.

12. I have signed this witness statement with the only objective to put forward the version of facts as witnessed by myself on the 23rd May 1999.

13. I understand that this witness statement can be published and I hereby give my express permission for same to be done.

Ahmad Yousouf Ruhomally

# ANNEXE 27

**IN THE SUPREME COURT OF MAURITIUS**

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I, **ALLY ACKBAR NOORDAULLY**, aged 43 a hawker, residing at 14 Military Road Port Louis and holder of National Identity Card Number N0204693806169.

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**MAKE SOLEMN AFFIRMATION AS A MUSLIM AND SAY THAT:**

1. I am by profession a hawker residing at 14 Military Road, Port Louis.

2. I have never contracted civil or religious marriage and I have pursued secondary education up to Form III.

3. During the year 1999, I was living at 14 Route Militaire, Port Louis and I was working in one of the bakery of the *Sumodhees* which is located at Desforges Street, Port Louis.

4. I have known the Sumodhee family since 1985 and have been working for them since 1986. I shared a close relationship with the Sumodhee brothers.

5. I was well acquainted with Mr Jannat Sumoodhee whom I affectionally used to call Bhai Jannat. Bhai Jannat, the father of Mounou and Bebe ,was the treasurer of the Scouts Football Club.

6. I know for a fact that Bhai Jannat and all of his sons used to be football fanatics and that every time Scouts Club used to play, they used to make it a must to attend the game.

7. Whenever they used to attend the football games, I was left in charge of the Desforges Street bakery.

8. My work at the bakery involved operating the cash till, but I would often assist in the preparation of loaves of bread and would sometimes deliver bread.

9. On the day of the incident at l'Amicale, that is, on the 23rd May 1999, I was working at the Desforges Street bakery.

10. I remember that on the 23rd May 1999 there was an important match which was being played at Anjalay stadium whereby the Scouts Club was playing against the Fire Brigade and the outcome of which match would determine the champions of the football league for the season.

11. During my shift on that day, I was in charge of the Desforges street bakery since Bhai Jannat and all of his sons went to the game.

Cfi/50

12. I started my shift at around 15 30 – 16 00 and whilst working, I was also following the football match which was being broadcast live on TV. I learned that after the game, there were incidents at the stadium.

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13. While I was working at the bakery, I received a phone call from one Mrs. Deenmohamed, the mother in law of Bebe who enquired whether Bebe was at the bakery.

14. I replied in the negative and told her that I will inform Bebe of her call when he comes in.

15. I remember that Bebe came to the bakery after some time. He was on his own and was wearing a Scouts Club jersey. I informed him that his mother in law had called and was looking for him. Another person whom I know as Kouloute was also in the bakery.

16. I believe that Bebe called her mother in law and thereafter we started to talk about the match and I questioned him about the incidents which occurred after the match. Bebe informed me that after he left the Stadium he came to Khadaffi Square and then followed the crowd to the New Court House which accomodates the offices of the Mauritius Football Association.

17. He told me about the incidents there, at Cathedral square and at Pope Henessy station. He also told me that when he saw the situation deteriorating, he together with those who were travelling with him made their way home.

18. He told me they had to return because of the fact that the situation was deteriorating and feared that the Special Supporting Service would intervene but also because a young nephew of his was who was accompanying the group was under their responsibility.

19. Whilst talking to Bebe, there were clients who were walking in and out of the bakery. amongst whom there was one person whom I know by the nickname of Gully , an ex player of the Scouts Club who joined our conversation.

20. I aver that at one point in time, before or after the said Gully came in the bakery, the electricity went off and I remember that someone was looking for a torch, It was either Bebe looking to borrow one from the security guard of Mohamedally Court or vice versa. .

21. IAfter a while, we were informed by clients attending the bakery that the l'Amicale was on fire.

22. I remember that Bébé asked the security guard of Mohamedally Court, named Saleem to allow us to go to the roof of Mohamedally Court so that we would watch the fire at L'Amicale. Bebe, Gully and myself went to the rooftop of Mohamedally Court acoompanied by Saleem.

23. From the rooftop, all I could see was a large cloud of dark smoke and flames starting to come out of L'Amicale.

24. We stayed on the rooftop for some 15 minutes before returning to the bakery.

25. After some time, I proceeded to La Rue Royale to see the extent of the fire for myself and from there proceeded home.

26. In 1999, I was very close to the Sumodhee brothers, in particular Bebe and I knew almost everything about the acts and doings of Bebe in those days.

27. There are numerous reasons for which I am convinced that Bebe had not set fire to l'Amicale:

    (i) Firstly, at the time when I learned that l'Amicale was on fire, Bebe had been with me for some 30 minutes.

    (ii) Secondly, I knew Bebe quite well and he was not the type of person who would indulge in illegal behaviour that would harm persons or their properties.

    (iii) Thirdly, if Bebe had done anything of the sort I would have noticed it straightaway, but all along when we were together his demeanour remained normal.

28. I have never understood the reason why I was not called as a witness to give my testimony in Court.

29. I have solemnly affirmed this present affidavit on my own free will without any kind of pressure nor any form of reward or any kind of promise whatsoever.

30. All the facts stated in this affidavit are true to the best of my knowledge.

31. I have no objection that the present affidavit be published or used in any manner that the team of lawyers currently enquiring into the case may deem fit.

Solemnly affirmed by the Abovenamed Deponent )
At Chambers, Supreme Court, House, )
Port Louis, this ...24th..... day of June, 2013 )

Noordally

Drawn up by me,

Noordally

**ALLY ACKBAR NOORDAULLY**

Before me,

**SUPREME COURT**

(H. RAMSOHOY)
Principal Court Officer
Supreme Court

# ANNEXE 28

**IN THE SUPREME COURT OF MAURITIUS**

MAHMAD
I, ~~Mamade~~ **Iqbal Auckle**, aged 40, working as an Operator at Tuna Fishing, residing at Block B4, Cite Boulevard Pitot, Valle Pitot, Port Louis and holder of National Identity Card Number **A1603733807068**

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**MAKE SOLEMN AFFIRMATION AS A MUSLIM AND SAY THAT:**

1. I have been working at the *'Baguette Magique'* bakery in Quatre Bornes from 1989 up to 1996.

2. I stopped working at *'Baguette Magique'* in 1996 and whilst looking for a job, I met one person whom I knew as Mounou who later offered me a job in his bakery.

3. Since 1996, I have been working at the *'Citadelle'* bakery at Vallee Pitot as a baker and I have been working there until its closure in 2012. I know that the Sumodhee family used to run two bakeries but I have always been working at the 'Citadelle' bakery.

4. I still remember the events of the 23rd May 1999.

5. I was supposed to work on the 23rd May 1999 and my shift was to start at 19hrs and finish at 3 a.m. the next day.

6. Since the 23rd May is my brother Reaz' birthday, I had asked for a day off and Mounou had previously acceded to my request.

7. On that day, there was a small gathering at my place at Block B4, Cite Boulevard Pitot, Valle Pitot and after the sunset prayers, the traditional briyani was served when the men who attended the mosque Aboo Bakar Siddique came back to my mother's place.

8. After dinner, my brother cut his birthday cake, a few pictures were taken and after the cake was served, I asked my brother to go and drop of piece of the birthday cake at Mounou's place.

9. After my brother came back home, Mounou made a telephone call at my place informed me that one worker, named Désiré would face problems to come to work since the latter lived at St. Croix. He asked me if I could go and pick up Désiré. It was around 19 10 when Mounou called me.

10. I had a motorbike at the time and I told Mounou that I will go and pick Desiré up.

11. I went to St. Croix at Désiré's residence but the house was closed and all the lights were off.

12. I came to back to Vallee Pitot and went to Mounou's house and informed him that I did not meet with Desire. I then left and went home.

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13. The guests from the gathering were still at my place. At about 22 30 – 23 00, I learned that L'Amicale was on fire.

14. I confirm having sworn this affidavit voluntarily without any pressure whatsoever from anyone or any form of reward.

15. I have no objection that this affidavit be published or used in any manner that the lawyers currently enquiring into this case deem fit.

Solemnly affirmed by the Abovenamed Deponent )
At Chambers, Supreme Court, House, )
Port Louis, this ...7th.. day of June, 2013 )

M.I AUCKLE

Drawn up by me,

M.I AUCKLE

**Mahmad Iqbal Auckle**

Before me,

**SUPREME COURT**

(H. RAMSOHOY)
Principal Court Officer
Supreme Court

# ANNEXE 29

## IN THE SUPREME COURT OF MAURITIUS

I, Asgarally Ibrahim Peer Shaik Hussain, aged 48, self employed and residing at Block A1, Alma Lane, Vallee Pitot, Port Louis and holder of National Identity Card Number S270565011163C

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**MAKE SOLEMN AFFIRMATION AS A MUSLIM AND SAY THAT:**

1. I, Asgarally Ibrahim Peer Shaik Hussain, was born on the 27th May 1965. I am self employed and used to play for the Scouts Club and did so for 8 consecutive seasons in the 1980s.

2. When I stopped playing for Scouts Club, I was still active within the Club and had the responsibility of training junior members of the football team.

3. On the 23rd May 1999, I watched the football game between Scouts Club and Fire Brigade at home on television.

4. After the match, I went to Kentucky Fried Chicken restaurant situated along Chaussee Street, Port Louis to buy some food. I went to Kentucky Fried Chicken restaurant in my car with registration number 3825.

5. After leaving Kentucky Fried Chicken restaurant, I drove along Desforges Street (now Sir Seewoosagur Ramgoolam Street) and overheard people saying that the Amicale building was on fire.

6. I know the Sumodhee family since I usually went to their bakery situated on Desforges Street. Furthermore, I know that the father of the Sumodhee Brothers was an executive member of the Scouts Club since I was myself involved in the Club.

7. I decided to go to the bakery of the Sumodhee Brothers situated on Desforges Street to see whether any of the Sumodhee Brothers were there so I could speak to them about the match.

8. When I got to the bakery, I met with Khalill Sumodhee, whom I know as Bébé, and another person whom I know as Garcon.

9. We spoke for a bit and I still remember that at some point in time, Bebe, Garcon and I accompanied the security officer of Mohamedally Court on top of the building to see the fire, which I can say was at L'Amicale, since I know the building.

10. We stayed on the building for some 10 minutes and afterwards we went down, and I went home.

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11. What I am presently stating is the truth to the best of my knowledge and I am swearing this affidavit voluntarily without any form of pressure from anybody or any form of promise of any kind.

12. I understand that this affidavit can and will be published, and I am agreeable to this.

Solemnly affirmed by abovenamed Deponent )
At Chambers, Supreme Court House, Port Louis )
This 24th June 2013- )

DRAWN UP BY ME

Asgarally Ibrahim Peer Shaik Hussain

BEFORE ME

A.M. Jeenathally
Senior Registrar/
Regional Court Administrator

# ANNEXE 30

## IN THE SUPREME COURT OF MAURITIUS

I, Mrs **Deenmahomed Bibi Sakina**, aged 64 a no calling . residing at Glen Park, Vacoas and holder of National Identity Card Number: **P2408484419138.**

### MAKE SOLEMN AFFIRMATION AS A MUSLIM AND SAY THAT:

1. I am a widow, mother of four daughters and I have been residing at Glen Park Vacoas since 1998.

2. My daughter, Rosina Sumodhee got married to Khaleeloudeen Sumodhee on 16th July 1989.

3. My husband, Muslim Dilmohamed, passed away on 21st February 2005. He used to be a fan of the Scouts Club.

4. He frequently attended matches and whenever Scouts Club used to play at Anjalay, my husband would ask for a lift from Vacoas to Port Louis and from where he went to the stadium together with Bébé.

5. I vividly recollect the events of the 23rd May 1999 because my whole life and that of my family was never to be the same again.

6. I learned from my husband that on that day Scouts Club was playing an important game. He also told me that he would travel directly to Anjalay from Vacoas. He left home between 12 00 and 13 00.

7. I was busy at home with the usual household chores after which I started to prepare dinner.

8. Whilst cooking, I came to learn that there were incidents after the match in and around the stadium.

9. I started to worry since my husband who was a cardiac patient was taking longer than usual to come back home.

10. It was around 18 30 when I called at the Desforges Street bakery to speak to Bebe. I wanted to speak to Bebe since my husband had still not returned home and I knew that after the football match, Bebe would be at the bakery.

11. In fact, I knew that Bebe usually started to work at the bakery at around 17 30. I wanted to ascertain from Bebe whether he had any news of the whereabouts of my husband.

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12. The said phone call was made from my landline number 686 40 07 to the landline of the bakery number 242 18 35.

13. However, I did not manage to speak to Bebe and in fact one worker whom I knew by the name of Garcon informed me that Bebe had not yet turned up. I left a message asking him to tell Bebe to call me back.

14. Bebe did call me back and I asked him if my husband whom we referred to as 'Pap' was with him since the latter had not yet returned from the football match yet and I was getting worried.

15. I still remember his words resounding in my ears today, 14 years later. Those were the words he said (No, he is not with me but don't you worry, there is some traffic jam and he should not be long):

    *'Non, li pas avec moi mais pas gagne tracas, chemin bloquer, li pou rentrer ziska taler.'*

16. After another 20 minutes, he called again and asked be if 'pap' was back. I replied in the negative and told him that I was getting really worried.

17. After this phone call, there was an exchange of phone calls between us whereby either he called me or I called at the bakery to ask for any news.

18. I also remember that during one of the conversations, Bebe told me that Rosina was now with him and I remember speaking to my daughter.

19. Bébé also told me that he had already started the preparation of the dough and that there was a power cut.

20. I jokingly told him that he ought to pay his C.E.B bills regularly. There was my neighbour, called Nazim Ellahee, car mechanic, who was at home by my side at this point in time and who laughed at my joke.

21. At around 21 00, my husband came back home and I immediately called Bébé to inform him of same.

22. In fact, I learned from my husband that there were incidents along the road and traffic jam as a result of which he was late. He stated that one Mr. Firoz Dilmohamed and himself had grabbed something to eat at Kentucky Fried Chicken, Forest Side.

23. During the conversation with Bebe, he told me that he was going on the rooftop of Mohamedally Court together with 'Na', meaning my daughter Rosina and the kids to watch a fire which broke out at L'Amicale.

24. Since I knew that there was a power cut in the area of the Desforges bakery and that my daughter and grand children had gone on the rooftop of a building, I called again after a short while to check up on them.

25. That was my last conversation with my son in law on that day.

26. Everything I have stated in this affidavit is true to the best of my knowledge and I am ready, willing and able to give a statement to the police, testify in Court or depone before any Commission of Enquiry if need be.

27. If I had the least doubt about the innocence of my son in law, I would never have been interested to hear about him again and I would have forthwith asked my daughter to come back home and live with me together with her kids.

28. Since I am convinced of Bebe's innocence, I have asked my daughter to stay at her in laws place and to wait for the return of her husband.

Solemnly Affirmed by the Abovenamed Deponent )
At Chambers, Supreme Court House )
Port Louis, this ....21st.... June 2013 ) S. Deenmahomed

DRAWN UP BY ME

BEFORE ME

S. Deenmahomed
**Bibi Sakina DEENMAHOMED**

A.M. Jeenathally
Senior Registrar/
Regional Court Administrator

# ANNEXE 31

**IN THE SUPREME COURT OF MAURITIUS**

I, MAWOLABOCUS MUHAMMAD AZMAT ALLY, a self employed aged 33 residing at V 14, Amasaki Lane, Valle des Pretes, Port Louis and holder of National Identity Card Number M160180380721F

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**MAKE SOLEMN AFFIRMATION AS A MUSLIM AND SAY THAT:**

1. I am a 'marchand roti' operating together with my father opposite New Court House, Pope Henessy Street Port Louis since 1996.

2. I have a metal structure which I use as a stall from which I operate my business.

3. I usually leave my stall at the pavement opposite New court house from where I operate in the afternoon during the week days and also during the week ends.

4. Following the match on the 23rd May 1999, I out of curiosity, I went to Khadafi Square where usually the fans of Scouts Club assemble after matches.

5. On that day, there was a bigger crowd than usual and I could sense the anger and frustration among the fans against the football authorities.

6. I could hear many fans shouting abuse at the Mauritius Football Association shouting 'Anou ale craze MFA'.

7. Upon hearing same, I decided to follow the crowd to ensure that no damage is done to my stall which is found only a few metres from the offices of the Mauritius Football Association.

8. I was concerned about my stall since it was my only source of revenue.

9. I followed the crowd and stopped where my stall was and I was relieved to see that no damage was done to it.

10. I was standing near my stall, alone, watching the crowd and saw stones being hurled towards New Court House and heard voices from down the road leading to Chancery House shouting: 'MFA Soucer, MFA voler'

11. I was questioned by the team of lawyers enquiring into the arson at Amicale as to whether I saw any vehicle, in particular a red car, which was parked in front of my stall opposite New Court House during the time when I was watching the incidents.

12. I can safely say that there was no vehicle in front of my stall at that moment in time nor was there any vehicle in front of the building presently housing the Mauritius Bar Council and the British American Insurance.

13. Minutes later, the crowd started to disband and I saw a few persons wearing Scouts jerseys who were in the yard of Cathedral St Louis Square.

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14. I saw a group hurling stones at the New Court house and causing damage in the yard of Cathedral St Louis Square and setting fire to the

15. It was at that point in time that I heard that the crowd was moving towards l'Amicale.

16. Again, out of curiosity I decided to go to L'Amicale.

17. At 17:45 I was standing at the corner of Dr. sun Yat sun Street and Royal Street on the right side I saw a group coming towards l'Amicale Building.

18. I was in fact standing on the curb at the very spot where a 'marchand boulette' usually operates.

19. I was thoroughly and repeatedly questioned by the group of lawyers as to whether I saw any Molotov cocktail being hurled at the L'Amicale building.

20. I did not see any such devices being used.

21. While I was there, I also saw a group of persons smashing window panes of a few vehicles which were parked in the vicinity of L'Amicale using their helmets. I also saw them stealing and looting from the said cars.

22. While watching the scene, I also noticed a group of about 20 persons lifting a car which was parked on the right hand side of the street when facing Government House and moved it towards the middle of the road where they tilted and reversed the car.

23. I was questioned by the group of lawyers as to whether I stood at the same place whilst watching the unfolding of the events.

24. In fact, I remained on the curb up until the point when I left and went home.

25. I remember that when I was standing on the curb, there were some 20 – 25 people also standing next to me as onlookers.

26. I am well acquainted with the Thupsee brothers as one of the brothers was at that time engaged to my sister.

27. At no point in time during the incidents in front of L'Amicale did I see any of the Thupsee brothers on the curb or on the pavement behind me or on my immediate right hand side or on my immediate left hand side.

28. I am ready to give a statement to the police if need be and/or give evidence before a Commission of Enquiry.

29. I confirm having sworn this affidavit voluntarily without any pressure whatsoever from anyone or any form of reward.

30. I have no objection that this affidavit be published or used in any manner that the lawyers currently enquiring into this case deem fit.

Solemnly affirmed by abovenamed Deponent )
At Chambers, Supreme Court House, Port Louis )
This .....25th..... June 2013 )

DRAWN UP BY ME

MAWOLABOCUS MUHAMMAD AZMAT ALLY

BEFORE ME

A.V.C. Woo Show Wing
Senior Registrar/
Regional Court Administrator

# ANNEXE 32

## IN THE SUPREME COURT OF MAURITIUS

I, Reaaz Mohammad Auckle, aged 36, working as operator at the waste water authority, residing at b4 boulevard pitot, Valle Pitot, Port- Louis and holder of National Identity Card Number A230577381834 G.

**MAKE SOLEMN AFFIRMATION AS A MUSLIM AND SAY THAT:**

1. My name is Reaz Mohammad Auckle and I was born on the 23rd May 1977.

2. I am a operator at the waste water authority and presently reside at b4 boulevard pitot, Valle Pitot, Port- Louis

3. In November 2000, I deponed as a witness at the Assizes in the case in which the Sumodhee brothers were accused of having set fire to L'Amicale. During my deposition I explained what happened during the course of the evening of the 23rd May 1999.

4. I spoke the truth in Court and at the time when I deponed in Court the events of the 23rd May 1999 were still fresh in my mind.

5. I deponed in Court voluntarily and I was under no pressure from anybody to depone.

6. My deposition has been read over to me before swearing the present affidavit and I hereby maintain what I have previously stated in Court, that is,

    a. I remember celebrating my birthday at home on the 23rd May 1999.

    b. At the small gathering held at late mother's house, there was my cousin with his wife, my sister, my two brothers, my aunt and his husband and their three kids.

    c. In 1999, my elder brother Iqbal was working at the Citadelle bakery which belonged to the Sumodhee family.

    d. At a certain point in time after I had cut my birthday cake, my elder brother asked me to go and give a slice of the cake to his boss, Mounou

    e. My brother had asked me to drop the cake myself since it was my birthday.

    f. I reached the house of the Sumodhee and I shouted 'Mounou' following which Mounou came out and I gave him the slice of birthday cake.

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g. I told him it was on the occasion of my birthday, he wished me happy birthday. He also asked me about the state of health of my mother. In fact, my mother passed away after a few weeks on the 13th June 1999.

7. I have produced the pictures that were taken on the occasion of my birthday in Court.

8. I have sworn this affidavit voluntarily without any form of pressure and no promises of any kind were made to me.

9. I can depone as to the facts stated in this present affidavit before any Commission of Enquiry.

10. I have also understood that this affidavit can be published and I hereby give my express permission for same to be done.

RAuckle ,

Solemnly affirmed by abovenamed Deponent )
At Chambers, Supreme Court House, Port Louis )
This 25th June 2013- )

DRAWN UP BY ME

RAuckle .

Reaaz Mohammad Auckle

BEFORE ME

A.V.C. Woo Show Wing
Senior Registrar/
Regional Court Administrator

# ANNEXE 33

## IN THE SUPREME COURT OF MAURITIUS

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I, **Mohammad Rumjaun** , aged 55, a driver, residing at 20 Crimea Street, Vallee Pitot, Port Louis.and holder of National Identity Card Number: **R120857020200D.**

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## MAKE SOLEMN AFFIRMATION AS A MUSLIM AND SAY THAT:

1. I was born on the 12th August 1957.

2. I am civilly married to Rooksana Goolamhossen and four children were born from our relationship.

3. Three of my children have already passed away. I swear, taking God as witness, on my only remaining living child that what I am hereby saying in the present affidavit is the truth and only the truth.

4. Before the 23rd May 1999, I never got into any kind of trouble with the police. I have a clean record. and I currently live at 20 Crimea Street, Vallee Pitot, Port Louis.

5. In the year 1999, I was working for a tent hire company. My boss at that time was one Feizal Chakoory.

6. On the 23rd May 1999, I travelled by bus from Callebasses to Anjalay stadium to watch the football match opposing Fire Brigade FC against Scouts Club.

7. I had previously bought a ticket from one Jannat Hussein Sumodhee whom I knew as 'Bolom Sumodhee'.

8. I was in the third class at the stadium behind the goal posts. I remember of an incident after the game involving one Cassam Zoulou when the latter tried to assault the referee. I also remember that there were other incidents whereby the supporters in the first class were throwing projectiles onto the pitch.

9. As I was leaving the stadium (query), the Sumodhee brothers stopped by me and offered to give me a lift to Vallee Pitot.

10. I accepted since I was in effect looking for a lift to Port Louis. Sheikh Imran Sumodhee was driving and his brother who seated at the passenger seat.

11. On the back seat there was Fazil Sumodhee, Rahmat Sumodhee (plothé), a youngster who I believe was the Sumodhees' nephew, whom I will not be able to recognise at present and myself.

12. Upon reaching Khadaffi square, we saw that a big crowd had gathered. Some people were shouting and inciting the crowd to go to the offices of the Mauritius Football Association.

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13. A group of fans had surrounded the car in which we were travelling and they were all commenting about the poor refereeing decisions and also imputing motives against the Mauritius Football Association.

14. We were in the middle of the crowd which was now heading in the direction of Chancery House where the offices of the Mauritius Football Association were located.

15. The car was parked behind Cathedral Square, alongside Bourbon Street and as I was walking towards Chancery House, there was an accident involving a motorcyclist. In fact, I checked on the motorcyclist and helped him to get up.

16. I remember walking down the road leading to Chancery House. At that point in time there was Mounou, Bebe, the Sumodhees' nephew and myself walking in one group. I do not remember where Fazil and Rahmat were at that point in time.

17. Reaching Chancery House, rocks were hurled on the building. When we walked back up the road, I saw that the incidents had spilled further down the road.

18. We were in fact walking down the road when I saw a crowd in front of Pope Henessy police station. It was at about that point in time that Mounou shouted at everybody who was in the car to get back to the car.

19. We therefore quickly made our way back to the car and went straight to Vallee Pitot.

20. Reaching Vallee Pitot, we alighted in front of the Sumodhees' house and I remember talking to a few neighbours on the road.

21. After a few minutes, my elder (query) brother came along and told me off since I had decided to go to the match despite knowing full well that relatives were to visit us in the afternoon.

22. I spent a total of 15 – 20 minutes on the road after the Sumodhees had dropped me and then I then remember running to the mosque for the night prayers.

23. On my way back from the mosque, I saw a group of persons looting and stealing from Marcel store which is found along boulevard Pitot.

24. One person whom I knew as Issop Bageloo told me to go home because of several riots spreading around in the capital and also that there was a huge fire at L'Amicale.

25. I have been firmly questioned by the group of lawyers who have told me that they are conducting an enquiry into the Amicale arson as to the chronology of events from the moment I met with the Sumodhees at Anjalay.

26. Those events, happened exactly in the same manner as described in the present affidavit.

27. I have also been questioned as to whether I went to L'Amicale on the 23rd May 1999 with Bebe and Mounou.

28. If Mounou and Bebe are the Sumodhee brothers whom I got a lift from, then I can swear on everything that I hold dear that we never went to L'Amicale at any moment in time between when I met them at the stadium up until we returned to Vallee Pitot before 19 00.

29. A few days after the 23rd May 1999, I was arrested in connection with the incidents at the Mauritius Football Association.

30. At that time, I was scared and out of fear I denied being present at the Mauritius Football Association. I also never mentioned being present at Anjalay since I was equally scared because of the fact that seven people had lost their lives after the match.

31. I acknowledge the fact that out of fear and wrong legal advise, I did not tell the whole truth. I apologise for this.

32. Since 1999 and up to now, I have been regularly signing at Vallee Pitot police station and every time I go to sign the whole sequence plays back in my mind since the innocence of the Sumodhees', my neighbours, is clear to me.

33. I still cannot understand how our Criminal Justice System has failed and convicted innocent persons.

34. I have given this affidavit voluntarily without any pressure of any form or any promise of any kind and my only motivation is for truth to prevail.

35. I also understand that this affidavit can be published or alternatively used in any manner that the group of lawyers presently enquiring into the Amicale case may deem fit and I am agreeable to this.

Solemnly Affirmed by the Abovenamed Deponent )
At Chambers Supreme Court House )
Port Louis, this 25th June 2013 )

M Rumjaun

DRAWN UP BY ME

Rumjaun

**Mohammad Rumjaun**

BEFORE ME

Supreme Court

A.M. Jeenathally
Senior Registrar/
Regional Court Administrator

# ANNEXE 34

**IN THE SUPREME COURT OF MAURITIUS**

I, **Mohamad Jihaad Khodabocus**, aged 29, self employed. residing at Avenue de Plevitz, Plaisance, Rose Hill and holder of National Identity Card Number: **K130184300248A.**

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**MAKE SOLEMN AFFIRMATION AS A MUSLIM AND SAY THAT:**

1. My date of birth is the 13th January 1984. I am married and self employed. I have pursued my secondary education up to Form V.

2. I do not have a criminal record.

3. Sheik Imran Sumodhee whom I know as Mounou and Khaleeloudeen Sumodhee whom I know as Bebe are my maternal uncles. I am in fact the eldest grand child of the family.

4. During school holidays and sometimes even during the weekends, I used to go and stay over at the place of my late grand father at Vallee Pitot. I was at the time residing at Clairfonds No. 1 Vacoas.

5. It was during my stay at my late grand father's place who was at the time the treasurer of Scouts Club that I developed a passion for the team. I was in fact regularly attending football matches whereby Scouts Club was playing, together with my uncles.

6. On the 22nd May 1999, I was at my late grand father's place and my Mamou Mounou asked me if I wanted to attend the football match on the next day.

7. I eagerly agreed and decided to stay over at my uncle's place, Vallee Pitot.

8. On Sunday the 23rd May 1999, after having a family lunch, my uncles, grand father and I left for the stadium.

9. In the car in which I was travelling, my Mamou Mounou was driving whilst my Mamou Bebe was seated in the passenger seat. On the back seat, there was Mamou Fazil, Mamou Rahmat and myself.

Jihad

10. We left for the stadium at about 13hrs – 13 30 and reached Anjalay at about 13 45 – 14 15. After Mounou parked the car in the parking of the first class terrace we alighted the car and I followed my uncles towards the entry gates.

25-06-2013 14:39TM CL01 6121 CASH 150.00

11. It was Mamou Mounou who had my ticket and after passing the gates where a rub down search was carried out on my uncles, we got to our seats in the first class terrace.

12. When the match was over, there were incidents on the terraces whereby seats were broken and thrown towards the pitch by some angry supporters.

13. I was directed by my uncles to follow them and to stay close to them at all times. We made our way swiftly back to the car and I remember that another person whom I knew as 'Bhai Mamade' entered the car.

14. Thereafter, it was a slow drive back to Port Louis which was caused by various incidents and a traffic jam.

15. When we reached Khadafi Square we stayed stationary for a short while.

16. There was a huge crowd present at Khadafi Square and I heard some people shouting 'Anou ale MFA' following which Mamou Mounou drove the car and followed the crowd to MFA.

17. Before reaching Cathedral Square, Mamou Mounou parked the car behind the Cathedral while the group of persons made their way towards the MFA. We then walked towards the MFA from there.

18. When we reached Chancery House, people were already stoning the building. I also saw people stoning the New Court House building. We stayed there for less than 10 minutes and when the incidents started spilling towards the Pope Henessy Police Station, Mamou Mounou firmly told us that we had to leave immediately since the situation was getting serious.

19. We got to the car and immediately left and reached the house of my grand father at Vallee Pitot a few minutes later.

20. I was persistently questioned by the group of lawyers presently conducting the enquiry into the Amicale arson whether at any point in time on the 23rd May 1999, my Mamou Mounou and/or Mamou Bebe went in front of L'Amicale building.

21. I am certain that they did not go to L'Amicale or even on Royal Street on that fateful day since I was permanently in their company from the moment we left home to go to the stadium until we got back home in the evening.

22. I will never forget the events of the 23rd May 1999, since my uncles have been convicted of having on that day set fire to the L'Amicale building. That cannot be true and I am certain of that for the reason I have mentioned above.

23. The facts I have mentioned in this affidavit are true to the best of my knowledge and I am ready to repeat same in a statement to the police, testify in Court or depone before a Commission of Enquiry.

24. I have never previously been approached by the Police nor by any person to give a statement in this matter.

25. I have sworn this affidavit voluntarily, without any form or pressure or any promise of reward.

26. I have sworn the affidavit with the only purpose of revealing the truth so that justice may prevail and those responsible for this atrocious crime be made to pay for their deeds.

27. I have no objection that this affidavit be published or used in any manner that the lawyers currently enquiring into this case may deem fit.

Solemnly affirmed by abovenamed Deponent )
At Chambers, Supreme Court House, )
Port Louis, this 25th June 2013 )

DRAWN UP BY ME

**Mohamad Jihaad Khodabocus**

BEFORE ME

Supreme Court
A.M. Jeenathally
Senior Registrar/
Regional Court Administrator

# ANNEXE 35

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P. F. 55

C/CID STATION

No. S 250860 44 1700B Mounou

TEMENT OF Mr Sheik Imran SUMODHEE also known as

upation Self employed Age 38 years

ress 18 Crimea Vallée Pitot Port Louis. Religion

I, met abovenamed at Port Louis North CID office on 27/5/99 at 11.40 hours who voluntarily stated the following in creole after having been duly cautioned and informed of his constitutional rights in presence of his Bar at Law Mr Goolamally Badat DI BADAU.

Moi, Sheik Imran Sumodhee, oulé donne aine enquête dans sa zaffaire la et mo oulé qui ou inspecteur DI Badal écrir sa pou moi. Mo finné bien comprend tout ce qui ou finne dire moi qui mo pas bas obligé dire nanien si mo oulé mais tout ce qui mo pou dire ou pou écrire et sa capave servi comme preuve contre Dimanche le vingt trois Mai 1999 vers une heure et demie dans l'après midi, mo ti alle guette football entre Scouts club et fire Brigade à Stade Anjalay à Belle Vue dans l'auto 3211 Oc 96 ensemble avec mo baba qui abbelle Jannat et mo quatre frères qui abbelle Rafick, Khalil, Ramatoola et Fazil. C'est mo frère Rafick ti conduire l'auto 3211 Oc 96 pou alle Stade et le temps retourne aussi. Mo baba et Rafick ti alle guette football depi aine place acôté reservé pou VIP tandis qui moi et mo le reste trois

The above statement has been read over by me to deponent (Name of person making statement) acknowledges it to be true and correctly recorded.

ature of Maker

ature of Witnesses

Badat
Signature of Recording Officer

DI BADAL
Name and Rank of Recording Officer

e, Date and Time Contd on folio 70476.

No. 70476

140

P. F. 55

C/CID STATION

No.....

STATEMENT OF Mr S. I. Sumodhee

(Contd from folio 70475)

Occupation..... Age.....

Address..... Religion.....

frères ti alle dans première côté scouts. Match football ti fini vers cinq heures par la. Après moi et mo quatre frères ensemble avec mo papa nous finne retourne la cage dans nou l'auto même c'est à dire 3211 Qc 96 et nous finne passe par Camblemousses, Terre Rouge, Abercrombie, Route de Camblemousses, La rue Senares, Fil Doré, La rue Magon et Vallée Pitot. Nous finne rentre la cage vers le six heures vingt à soir. L'auto 3211 Qc 96 ti parqué lor chemin devant nous la porte. La clef mo nas pas connè arôte ti été parce qui mo frère Kaffick ti garde sa. Mo finne reste dans la cage même et mo nas pas finne sorti du tout depi dans la cage. Vers le sept heures moins quinze par la même jour c'est à dire le vingt trois Mai 1999, aine camarade qui appelle Ryad so l'autre nom mo nas pas connè et qui habite aine distance cent mètres depi mo la cage finne vinne quitte aine gateau (bouteau) l'anniversaire arôte moi parce qui ti fête so l'anniversaire sa jour la. Vers le sept heures Ryad finne quitte moi finne allé. Après sa, mo finne reste la cage même et mo finne

The above statement has been read over by me to Déponent (Name of person making statement) and acknowledges it to be true and correctly recorded.

Signature of Maker.....

Signature of Witnesses .....

.....

Signature of Recording Officer

D/ BADAL

Name and Rank of Recording Officer

Date and Time..... Contd on folio 70477

No. 70477 (91) P. F. 55

c/(11) STATION

No.....

TEMENT OF Mr S. I. Sumodhee

Contd from folio 70476

upation..... Age.....

ress..... Religion.....

quette ligne droite dans television lors deuxième chaine si mo bas trombé. Après sa, mo finne reste la cage même et vers neuf heures mo finne alle dormi. Le lendemain vingt quatre Mai 1999, mo finne levé vers quatre heures quinze pour mo alle travaille. Le temps mo ti levé, mo nas pas ti remarqué si pas l'auto 3211/Oc 96 ti bordé devant nous la porte. Pour mo ti alle quette match football, mo ti mette aine pantalon vert et aine tricot rouge et blanc. Mo dis papa produire sa pantalon a et sa tricot la. Je temps mo ti quette programme ligne droite ti aine mo papa ensemble avec moi. Le vingt trois Mai 1999 vers six heures vingt quand mo ti rentre la cage depi football, mo nas pas ti alle la rue Royale du tout. Le vingt quatre Mai 1999 mo finne abbranne qui dans Clinical il trouve lors la rue Royale finne brulé. Mo nas pas conne narien lors sa sujet la. Jamais mo nas pas finne alle la rue Royale le vingt trois Mai 1999 et mo nas pas finne avoye narien li comme coctail Molotov lors club Clinical. Moi et mo papa ensemble avec mo quatre

The above statement has been read over by me to deponent (Name of person making statement) acknowledges it to be true and correctly recorded.

ature of Maker.....

ature of Witnesses .....

.....

e, Date and Time Contd on folio 70478

Signature of Recording Officer

Dr BADAL

Name and Rank of Recording Officer

No. 70478

P. F. 55

C/CID STATION

C. No.

ATEMENT OF Mr S.S. Sumodhee

Contd from folio 70477

upation Age

dress Religion

frères nous reste ensemble dans même la cage.
Mo temoin Ryad.

Ou inspecteur (Dr Badal) finne relire mo
l'enquête. Li bon. Mo pena narien pou retire,
corrigé ou ajouté. Mo finne donne sa volontaire-
ment.

The above statement has been read over by me to deponent.
acknowledges it to be true and correctly recorded.

(Name of person making statement)

ature of Maker

Signature of Recording Officer

ature of Witnesses

Dr BADAL

Name and Rank of Recording Officer

e, Date and Time Port North CID office on 27/5/99 @ 12.05 hrs.

RIGINAL No 921119 CCID STATION

ATEMENT of Sheik Imran SUMODHEE alias MONOU.

upation Self-employed. Aged 38 yrs 250

siding at 18, Cremea St, V/Pitot, Port Louis Religion

Ch 31.5.1999 at 15.05 hours at the office of CCID, Line Barracks. I met the abovenamed in presence of his bar-at-law, S. GOLAMAULLY and informed him of the following ATE.

La police apé dire moi qui aina raison pou croire ki mo impliqué dans desordes à Port Louis le Dimanche 23.5.1999 après match Football - Scouts Club et Fire Brigade et qui mo fène enquete dimoune pou craze bureau MFA et aussi mette du feu dans Club l'Amicale. La police pe dire moi qui pou pose moi certains questions et fène informe moi mo droit - qui mo aina droit pas reponde ou reste tranquille si mo oulé mais ou (Inspecteur Bokin) pou écrire bonne questions et reponses. Mo accepté pou faire sa devant mo avocat, S. Golamaully astère la present et tous sa ki'ou tou écrire capave servi comme preuve.

Q. Sa l'enquête ki ou fène donné le 27.5.1999 ek ki astère la pa police fène retire avec moi, est-ce ki livrai?

A. Oui, l'enquête la li vrai.

Q : L'auto numero 3211 OC 96, li appartener à qui?

A : L'auto numero 3211 OC 96, li pou mo papa, Jannat Hossen SUMODHEE.

Q : Ki so marque et so couleur?

A : L'auto ki so marque li ene Proton Wira et li couleur rouge.

The above statement has been read over by me to ..... (Name of person making statement)
acknowledges it to be true and correctly recorded.

ature of Maker .....

ature of Witnesses .....

Signature of Recording Officer

BOJAH

Name and Rank of Recording Officer

e, Date and Time Continued on 921120

P. F. 55

ORIGINAL No 921120

CCID STATION

STATEMENT of Shaik Imran SUMODHEE

Occupation Continued from 921119 Age — 25

Residing at — Religion —

Q. Le 23.5.1999 vers le six heures quinze tantot, acote ou ti été ?

A: Le 23.5.1999 vers le six heures quinze - six heures vingt, mo ti rentre mo la caze sorte stade - à Vallée Pitot - la rue Crimea

Q. Estce la ou ti à Khadafi Square, dans coin la rue Pamplemousses acoté robot vers le six heures quinze

A. Non. Sa l'heure la mo ti dans mo la caze

Q - Sorte Stade Anjalay - dans ki l'auto ou fene voyagé et qui ti ape conduire l'auto la

A. Mo ti voyage dans l'auto 3211 Qc 96 et c'est mo grand frere Rafficck SUMODHEE qui ti ape conduire.

Q. Acote l'auto la ti parke' apres ici ou fene arrive la cage

A. L'auto la ti parke' lor la rue devant mo la cage

Q. Estce qui l'auto la fene reservi après sa

A. Non, l'auto la pas fene reservi encore.

Q. Quand dernier fois ou fene trouve l'auto la dans meme

A. Vers sept heures moins quinze, quand ene camarade ti vine qui te goteau acote moi, mo ti sorte dehors et mo ti trouve l'auto la encore la même

The above statement has been read over by me (person making statement) who acknowledges it to be true and correctly recorded.

*Signature of Maker*

*Signature of Witnesses*

*Signature of Recording Officer*

Dr Boolell

*Name of Rank of Recording Officer*

Place, Date and Time Continued on 921121

P. F. 55

ORIGINAL No 921121 CCD STATION

TATEMENT of Sheik Imraz SUMODHEE

Occupation Continued from 921120 Age — 25

Residing at — Religion —

Q. Est-ce ki après sa ou fène retrouve l'auto encore la (encore) dans même place ?

A: Quand mo fène rentré dans mo la cage vers sept heures du soir. mo pas fène ressorti dehors pou quelle l'auto la

Q: Quand zoltz ti retourne la cage dans l'auto 3211 CE 96, dans position saquiène ti assize

A. Mo frère Raffeck ti apo conduire. Mo papa Jannat ti apo assize dans coté gauche pas devant à coté li - Moi mo ti assize pas dernière mo ne plus rappelle ki coté - dans coté gauche dans milieu ou dans coté droite. Ti aussi mo trois frères ① Khalil qui démocrate comme li pas Bebe ② Fazil et ③ Rahmatullah ki ti assise pas dernière, mo pas rappelle dans ki position

Q. - ki ou aine pou dire se dire ou la ou ti dans l'auto 3211 CE 96 ensemble avec ou frère Khalil ki démocrate crié li Bebe et ensemble avec deux les autres démocrates à la ruelle des Pamplemousses acote robot demandé le 23.5.1999 vers les six heures quinze tantot

A - Li pas vrai sa. Li fausse

Q - Qui ou aine pou dire se dire ou qui ou mini

The above statement has been read over by me to (Name of person making statement) and acknowledges it to be true and correctly recorded.

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

Dr Bouhy.

Name of Rank of Recording Officer

Place, Date and Time Continued on 921122

P. F. 55

ORIGINAL No 921122

CCD STATION

STATEMENT of Sheik Imran SUMODHEE 253

Occupation Continued from 921121 Age —

Residing at — Religion —

ou ti apé conduire l'auto 3211 ce 98 sa jour
et sa l'heure la ?

A. Li tout à fait fausse - Jamais mo pas
la bas sa l'heure la

Q. Qui ou aina pou dire si dere ou ki quand
ou fene arrete l'auto la bas, ou fene debarke
lor seuil la porte et ou fine dire fort "Anou
ale acote bureau MFA ale craze partout". ?

A. Li pas vrai

Q. Qui ou aina pou dire si dere ou qui apres ou
fene rentre dans l'auto et fene demare et fene
dire "Suivre moi"

A. C'est faux.

Q. Et apres ene la foule bien arrete fine suivre
ou a pieds et lor motocyclettes

A. Li faux.

(At this stage the questioning and recording is stopped to enable S.I. Sumodhee to have a refreshment. Time is 13.00 hours.)

(Time: 13.35 hours. Questioning & recording of answers started anew. Maker informed that he is still under caution and again informed of his rights and his bar-at-law is also present)

Q. Ou fene roule doucement doucement la foule

The above statement has been read over by me to — (Name of person making statement)

no acknowledges it to be true and correctly recorded.

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

D Bouchy

Name of Rank of Recording Officer

Place, Date and Time Continued on 921123

P. F. 55

ORIGINAL No 921123 CCID STATION

TATEMENT of Sheik Imaz SUMODHEE

cupation Continued from 921122 Age — 25

esiding at — Religion —

fene suivre ou passe par la rue Sir. Virgil Naz, ~~passe~~ derière Cathedrale faire le tour jusqu'a amve dans la cour Cathedrale - qui ou baine pou dere ?

A - Li complètement faux

Q - Ou fene arrelle l'auto, ou fene descende et demoune dans la foule fene craze banne la lumiere? Qui ou aena pou dire ?

A - Li pas vrai.

Q - Est-ce lai ou connais acote bureau MFA trouvé?

A - Avant mo pas ti connais. Pour mo fene donne la police mo premier l'enquêté - Se même jour mo fene connais acote bureau MFA trouve

Q - Le 23.5.1939 quand ou ti arrelle ou l'auto devant cathedrale, ou ti dire la foule " Anou alle bureau MFA " ?

A - Li pas vrai - completement faux

Q. Ou fene alle park ou l'auto acote bureau la Cour et ou fene alle acote bureau MFA acote ou fene dire la foule " Craze " ?

.. Li pas vrai - completement faux

Q - Et toute suite demoune fene envoye roche lor batiment MFA ?

A - Li pas vrai - complement faux.

Q - Apres lai fene craze bureau MFA. la foule

The above statement has been read over by me (Name of person making statement)
o acknowledges it to be true and correctly recorded.

nature of Maker

nature of Witnesses

Signature of Recording Officer

Name of Rank of Recording Officer

ce, Date and Time Continued on 921124

P. F. 55

ORIGINAL No 921124

CCID STATION

STATEMENT of Sheik Imran SUMODHEE

Occupation Continued from 92123 Age 25

Residing at — Religion —

qui ti environ 150 (Ceux cinquante dimoune) fene
vine acote ou l'auto et ou fene dire zotte " Anan alle
Amicale "? ®

A - Li pas vrai - completement faux. ®

Q - Ou fene recule ou l'auto pa devant doucement
doucement la foule fene suive fene passe acote
theatre Port-Louis, la rue Remy Ollier, la rue
Pasteur, la rue Royale et ou fene alle park ou
l'auto acote restaurant Lai Min ? ®

A - Li pas vrai li completement faux. ®

Q - Apres ki ou fene fini park ou l'auto, ou meme
ou fere Bebe', et deus les autres dimounes ki
ti dans ou l'auto, zotte fene descende et zotte
fene joinde ave sa banne dimounes devant
l'Amicale et ou fene dire " Craze Amicale " ? ®

A - Li pas vrai - li completement faux ®

Q - Et ou avec banne dimounes dans la foule
fene envoye coute roche lor l'Amicale ? ®

A - Li pas vrai - li completement faux ®

Q - Et vitres fene craze ? ®

A - Li pas vrai li completement faux ®

Q - Pendant ke banne dimounes la ti encore apre
envoye coute roches. Ou avec encore les autre
banne dimounes fene vire ene l'auto blanc

The above statement has been read over by me to (Name of person making statement)
who acknowledges it to be true and correctly recorded.

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

Name of Rank of Recording Officer

Place, Date and Time Continued on 92125.

P. F. 55

ORIGINAL No 921125

CID STATION

STATEMENT of Sheik Imran SUMODHEE

Occupation Continued from 921124 Age — 256

Residing at — Religion —

ke ti parke dans la rue Royale, zotte fene roule roule l'auto la jes-qu'a l'autre Clubs l'Amicale et fene mette du feu dans sa l'auto la et dans ene l'auto ki ti parke dans la rue Royale ?

A - li pas vrai - completement faux

Q - Pendant ki pé mette du feu dans l'auto, les autres dimoune apé continue envoye roches lor club Amicale ?

A - li pas vrai - completement faux.

Q - Avant ki mette du feu dans sa deux l'auto la, ou avec ou frère Bebo et les autres dimoune fene craze vitre sa deux l'auto la et

A - li pas vrai - completement faux

Q - Apres plusieurs motocyclette fene vini et ene pann sa motocyclistes la ki ena ene sac dans so le dos. Ki fene arrete acote en et fene monte ou cocktail Molotov ?

A - li pas vrai - completement faux

Q - Ou fene dire li envoye et li fene envoye cocktail Molotov lor Petrege Clubs Amicale et du feu fene prend

A - li pas vrai - completement faux

Ou inspecteur fene relire tous bonne

The above statement has been read over by me to (Name of person making statement)
who acknowledges it to be true and correctly recorded.

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

Name of Rank of Recording Officer

Place, Date and Time Continued on 921126

P. F. 55

ORIGINAL No 921126 CCID STATION

STATEMENT of Sheik Imran SUMODHEE

Occupation Continued from 921125 Age – 25?

Residing at – Religion –

questions et reponses et li bon. Mo pas
aine rien pou azouter, retirer ou corriger.
Mo fene donne ~~se~~ volontairement

The above statement has been read over by me to
who acknowledges it to be true and correctly recorded.

(Name of person making statement)

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

Name of Rank of Recording Officer

Place, Date and Time At CCID Office (PL) on 31.5.99 at 14.2m hours

P. F. 55

ORIGINAL No 921138 CID PL (CN) STATION

STATEMENT of Sheik Imran SUMODHEE alias Mounou

Occupation Self-employed. Aged 38 yrs 258

Residing at 18, Cremea Street, Vallée Pitot Religion

On 5.6.1999 at 11.20 hours at the office of CID(CN) Abercrombie, I met the aforenamed who voluntarily stated the following to me in creole in presence of his bon-at-law, Mr. S. GOLAMALLY after he had been duly cautioned and informed of his rights.

Moi, Sheik Imran SUMODHEE, mo oulé donne ene l'enquête et mo oulé qui ou Inspecteur (Insp Boudh) écrie sa pour moi. Mo fene comprends qui mo pas obligé dire nenien si mo pas oulé mais tout sa ki mo pou dire ene pou écrire et sa capave servi comme preuve contre moi.

Azordi Samedi le 5.6.1999 entre 8nzo heures et onze heures: quinze dans la journée dans bureau CID, Abercrombie, quatre jeunes hommes fene vene quette moi. Premie la mo connu li, li appelle Reza Thupsy, li fene dire qui mo meme sa. Deuxieme la aussi mo connu li bien, li appelle Azad Thupsy, li aussi fene dire mo même sa. Troisieme la, mo pas connu li, li aussi fene dire mo même sa. Quatrieme la aussi mo pas connu li. Li lor pas identifié moi li fene dire pas lisa. Deux premier la, deux freres sa, zolie fene déjà travaille dans mo boulangerie Vallée Pitot, et mo ti mette zolie dehors dans travaille parceki mo ti gagne problème avec zolie parceki zolie ti coquin casse Clients sa. Ou fene relire mo l'enquête, li bon. Mo pas aine nenien pou ajouter, retirer ou corriger. Mo fene signe sa volontairement.

S. I. Sumodhee

This above statement has been read over by me to (Name of person making statement) who acknowledges it to be true and correctly recorded.

*Signature of Maker*

*Signature of Recording Officer*

*Signature of Witnesses*

*Name of Rank of Recording Officer*

Place, Date and Time At CID(CN) office on 5.6.1999 at 11.25 hrs

P. F. 55

Statement of Sheik Imran Sumodhee, alias Monou, self-employed, aged 38, residing at 18 Crimea Street, Vallee Pitot, Port Louis

On 31.05.1999 at 12.05 hours at the office of CCID, Line Barracks, I met the abovenamed in presence of his bar at law, S Golamaully and informed him of the following:

(sd) D. I. Bolah

La police ape dire moi qui aina raison pou croire qui mo implique dans desordes a Port Louis le Dimanche 23.05.99 apres match football Scouts club et Fire Brigade et qui mo fine incite dimoune pou craze bureau MFA et aussi mette du feu dans Club l'Amicale. La police ape dire moi qui pou pose moi certains questions et fine informe moi mo droit – qui mo aina droit pas reponde ou reste tranquille si mo oule mais ou (Inspecteur Bolah) pou ecrire banne questions et reponses. Mo accepte pou faire sa divant mo avocat. S Golamaully astere la present et tous sa ki ou pou ecrire capave servi comme preuve.

(sd) Sumodhee

Q. Sa l'enquete la ou fine donne le 27.05.1999 et la astere la la police fine relire avec moi, est-ce qui li vrai?

A. Oui, l'enquete la li vrai.

Q. L'auto numero 3211 OC 96, li appartenir a qui?

A. L'auto numero 3211 OC 96, li pou mo papa, Janat Hossen Sumodhee.

Q. Ki so marque et so couleur.

A. L'auto la so marque li ene Proton Wira et li couleur rouge.

Q. Le 23.05.1999 vers le six heures quinze tantot acote ou ti ete?

A. Le 23.05.1999 vers le six heures quinze – six heures vingt, mo ti rentre mo la case sorti stade – a Vallee Pitot, la rue Crimea.

Q. Estce qui ou ti a Khadafi Square, dans coin la rue Pamplemousses acote robot vers les six heures quinze.

A. Non. Sa l'heure la mo ti dans mo la cage.

Q. Sorti Stade Anjalay dans ki l'auto ou fine voyage et qui ti ape conduire l'auto la.

A. Mo ti voyage dans l'auto 3211 OC 96 et c'est mo grand frere Raffick Sumodhee qui ti ape conduire.

Q. Acote l'auto la ti parke apres qui ou fine arrive la cage.

A. L'auto la ti parke lor la rue devant mo lacage.

Q. Est-ce qui l'auto la pas fine reservi encore.

A. Non, l'auto la pas fine reservi encore

Q. Quand dernier fois ou fine trouve l'auto la bas meme.

A. Vers sept heures moins quinze, quand ene camarade ti vine quite gateau acote moi, mo ti sorti dehors et mo ti trouve l'auto la encore la meme.

Q. Est-ce ki apres sa ou fine retrouve l'auto encore la dans meme place.

A. Quand mo fine rentre dans mo la cage vers sept heures de [illegible] mo pas fine resorti dehors pou guette l'auto la.

Q. Quand zotte ti retourne la cage dans l'auto 3211 OC 96 dans [illegible] ti assize.

A. Mo frere Raffick ti ape conduire. Mo papa Jannat ti ape assize dans cote gauche par devant a cote li. Moi mo tiassize par derriere me ne plus rappelle ki cote. dans cote gauche dans milleiu ou dans cote droite. Ti aina aussi mo trois freres (1) Khalil qui dimoune conne li par Bebe (2) Fazil et (3) Rahmatullah ki ti assise par derriere. mo pas rappelle dans ki [illegible]ition.

Q. Ki ou aina pou dire si dire ou la ou ti dans l'auto 3211 OC 96 ensemble avec ou frere Khalil ki dimoune crier li Bebe et ensemble avec deux les autres dimounes a la route des Pamplemousses acote robot Dimanche le 23.05.99 vers les six heures quinze tantot.

A. Li pas vrai sa. Li fausse.

Q. Qui ou aina pou dire si dire ou qui ou meme ou ti ape conduire l'auto 3211 OC 96 sa jour et sa l'heure la.

A. Li tout a fait fausse. Jamais mo pas la bas sa l'heure la.

Q. Qui ou aina pou dire si dire ou ki quand ou fine arrete l'auto la bas, ou fine diboute lor seuil la porte et ou fine dire fort "Anou alle acote bureau MFA alle craze partout".

A. Li pas vrai.

Q. Qui ou aina pou dire si dire ou qui apres ou fine rentre dans l'auto et fine demarre et fine dire "Suivre moi".

A. C'est faux.

Q. Et apres aine la foule bien excite fine suivre ou a pieds et lors motocyclettes.

A. Li faux.

(At this stage. the questionning and recording is stopped to enable S I Sumodhee to have a refreshment) Time is 1300 hours.

(Time: 13.35 hours. Questioning and recording of answers started anew. Maker informed that he is still under caution and again informed of his rights and his bar at law is also present.

Q. Ou fine roule doucement doucement, la foule fine suivre ou passe la rue Sir Virgil Naz, passe derriere Cathedrale faire le tour jusqu'a arrive dans la cour. Cathedrale – qui ou aina pou dire.

A. Li completement faux.

Q. Ou fine arrette l'auto ou fine descende et dimoune dans la foule fine craze banne la lumiere. Qui ou aina pou dire.

A. Li pas vrai.

Q. Est-ce qui ou connais acote bureau MFA trouve.

A. Avant mo pas ti connais. Jour mo fine donne la police mo premier l'enquete, sa meme jour mo fine connais acote bureau MFA trouve.

Q. Le 23.05.1999 quand ou ti arrette ou l'auto divant cathedrale, ou ti dire la foule "Anou alle bureau MFA".

A. Li pas vrai – completement faux.

Q. Ou fine alle park ou l'auto acote nouveau la Cour et ou fine alle acote bureau MFA acote ou fine dire la foule "crazé".

A. Li pas vrai – completement faux.

Q. Et toute suite dimoune fine envoye roche lor batiment MFA?

A. Li pas vrai – completement faux.

Q. Apres ki fine craze bureau MFA la foule qui ti environ 150 (cent cinquante dimoune) fine vine acote ou l'auto et ou fine dire zotte "Anou alle Amicale"?

A. Li pas vrai – completement faux.

Q. Ou fine roule ou l'auto par devant doucement doucement, la foule fine suive fine passe acote theatre Port Louis, la rue Remy Ollier, la rue Pasteur, la rue Royale et ou fine alle park ou l'auto acote restaurant Lai Min?

A. Li pas vrai li completement faux.

Q. Apres ki ou fine fini park ou l'auto, ou meme ou frere Bebe, et deux les autres dimounes ki ti dans ou l'auto, zotte fine descende et zotte fine joinde are sa banne dimounes divant l'Amicale et ou fine dire "Craze Amicale"?

REGISTRY SUPREME COURT

A. Li pas vrai li completement faux.

Q. Et ou avec banne dimounes dans la foule fine envoye cette roche lor l'Amicale.

A. Li pas vrai li completement faux.

Q. Et vitres fine crazé?

A. Li pas vrai li completement faux.

Q. Pendant ki banne dimoune la ti encore ape envoye coute roches ou avec encore le sautre banne dimounes fine vire ene l'auto blanc ki ti parke dans la rue Royale. zotte fine roule roule l'auto la jusqu'a l'entrée Club l'Amicale et fine mette du feu dans sa l'auto la et dans ene l'auto ki ti parké dans la rue royale.

A. Li pas vrai, completement faux.

Q. Pendant ki pe mette du feu dans l'auto, les autres dimounes ape continué envoye roches lor club Amicale.

A. Li pas vrai, completement faux.

Q. Avant ki mette du feu dans sa deux l'auto la, ou avec ou frere Bebe et les autres dimoune fine craze vitre sa deux l'auto la.

A. Li pas vrai, completement faux.

Q. Apres l'asistant motocyclette fine vini et aine parmi sa motocyclistes la ti aina ene sac dans so le dos. Li fine arrette acote ou et fine mette ou cocktail molotov.

A. Li pas vrai. completement faux.

Q. Ou fine dire li envoyé et li fine envoyé cocktail Molotov lor l'etage Club Amicale et ou feu fine prend.

A. Li pas vrai. completement faux.

Ou inspecteur fine relire tous banne questions et reponses et li bon. Mo pas aina narien pou azouter. retirer ou corriger. Mo fine donne volontairement.

(sd) Sumodhee

The above statement has been read over by me to ..... (Name of person making statement) who acknowledges it to be true and correctly recorded.

(sd) Sumodhee
Signature of Maker

(sd) Boudy
Signature of Recording Officer

(sd) SP Herry
Signature of Witnesses

(sd) Boudy
Name and Rank of Recording Officer

Place, Date and Time: at Central CID Office Port Louis on 31.05.99 at 14.20 hours.

# ANNEXE 36

RIGINAL No 921127 CCID STATION

ATEMENT of Khaleeloudeen SUMBOJHEE alias Bobo

Occupation Owner of Bakery Aged 37

siding at 18, Cremea St, Vallée Pitot, Port Louis Religion 259

On 31.5.1999 at 1240 hours at the office of CCID Line Barracks, I met the above named in presence of his beyat-law, S. GOLAYAULLY and informed him of the following.

La police apé dire moi qui aina poisson pou croire qui mo empleque dans desordres à Port-Louis le Dimanche 23.5.1999 après match football - Scouts Club et Fire Brigade et qui mo fene donne coup de 'nain craze bureau MFA et aussi mette dufeu dans l'auto devant Club L'Amicale et aussi mette du Feu dans Club L'Amicale. La police apé dire moi qui pou pose moi certains questions et fene informe moi mo banne droits - qui mo aina droit pas répondre ou reste tranquille si mo oule mais ou (Inspecteur Bolah) pou écrie banne questions et réponses mo accepté pou faire sa devant mo avocat, S. Golaynaully, astère la presence et tous sa ki ou pou écrire bapave servi comme preuve.

Q. L'enquête qui ou ti donne la police le 27.5.1999, Est-ce qui ou maintenir qui li vrai?

A - Mo l'enquête la li vrai.

Q - Si aina dimoune dans ki Dimanche le 23.5.1999 vers les six heures - six heures quinze fantot ou ti dans l'auto 3211 QC 96 ensemble avec ou frère Mounou, et deux les autres dimoune,

The above statement has been read over by me to (Name of person making statement)
who acknowledges it to be true and correctly recorded.

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

Name & Rank of Recording Officer BOURAY

Place, Date and Time Continued on 921128

P. F. 55

ORIGINAL No 921128 CCID STATION

STATEMENT of Khaleeloudeen SUMODHEE

Occupation Continued from 921127 Age — 26

Residing at — Religion —

et la ou frère Monou ti apé conduire et ti arrête l'auto la route des Pamplemousses acoté robot qui donne lor Shadafi Square - qui ou avna pou dire ?

A - Li fausse sa.

Q - La quand ou frère Monou fene cause avec ene la foule excité et fene dire zolte bien fort "Anou alle acoté bureau MFA alle craze partout" et ou fene alle ensemble dans l'auto avec li ?

A - Non. Li fausse sa

Q - La foule fene suivre zolte l'auto qui ti pé route doucement et zolte fene alle par la rue Ser Virgil Naz, derrière Cathedrale et fene alle arrete devant Cathedrale ?

A - Li completement fausse

Q - Et ou avze les autres dimounes fene craze la lumiere

A - Fausse sa. Jamais nous fene alle la bas

Q - La Monou fene dire ou et les autres demain, alle bureau MFA ?

A - Non, li fausse sa.

Q - Le temps arrive bureau MFA ; Monou fene monté bureau MFA et fene dire craze ?

The above statement has been read over by me to (Name of person making statement) who acknowledges it to be true and correctly recorded.

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

Name of Rank of Recording Officer

Place, Date and Time Continued on 921129.

P. F. 55

ORIGINAL No 921129 CCID STATION

STATEMENT of Khaleeloudeen SUMODHEE

Occupation Continued from 921128 Age — 26

Residing at — Religion —

et toute suite plusieurs personnes fine envoye roches lor batiment MF-A?

A- Absolument fausse -

Q- Et apres sa Mounou fine dire " Anou alle Amicale" Et moi ou fine alle ensemble avec Mounou dans l'auto. La foule fine suive à piede et motocyclettes et li capave arriver vers 150 (cent cinquante) personnes?

A- Non. Li fausse.

Q- Arrive la rue Royale, Mounou fine alle parke l'auto acote restaurant Lai Min et mo fine descende et mo fine vine devant Amicale ensemble avec banne dimonne?.

A: Li fausse sa.

Q- Et quand Mounou fine dire "crare Amicale ou et les autres dimonnes fine envoye roches lor Amicale et vitte fine craz?

A- Non- Li fausse sa.

Q- Et Mounou fine dire crare l'auto devant Amicale et ou avec les autres dimonnes fine craz vites dans l'auto".

A- Li fausse sa.

The above statement has been read over by me to K. SUMODHEE who acknowledges it to be true and correctly recorded. (Name of person making statement)

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

DI BOLAH

Name of Rank of Recording Officer

Place, Date and Time Continued at 921130

P. F. 55

ORIGINAL No 921130 CCID STATION

STATEMENT of Khaleeloudeen SUMODHEE

Occupation Continued from 921129 Age — 26

Residing at — Religion —

Q. Après ou avec les autres fene pousse sa deux l'auto la jusqu'à l'autre Club Amicale qui trouve dans la rue Emmanuel Anquetil ?

A. Non - fausse sa.

Q. Et l'heure la ainé démoune dans la foule fene anuse l'essence dans l'auto et fene mette du feu ?

A. Non. Jamais mo pas ti alle devant l'Amicale.

Q. Et pendant se temps là, les autres démones fene continue envoye roche la l'Amicale ?

A. Non. Jamais. Mo pas ti la bas même.

Q. Après sa plusieurs motocyclistes fene peine. Ena la ti lor ainé Yamaha sssaki ti aina ene saa. Le fene monte Mounou ainé cocktail Molotov la dans. Mounou fene dire li "envoye dans l'étage Amicale".

A. Non-li fausse. Jamais nous pas ti la bas

Q. La démoune la fene envoye cocktail Molotov à l'etage Club Amicale et du feu fene prend ?

The above statement has been read over by me to K. Sumodhee (Name of person making statement) who acknowledges it to be true and correctly recorded.

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

Dr Bocquet

Name of Rank of Recording Officer

Place, Date and Time Continued on 921129

P. F. 55

ORIGINAL No 921131

CID STATION

STATEMENT of Khaleroudeen SUMODHEE

Occupation Continued from 921130 Age 263

Residing at Religion

A- Non, li fausse. Mo fine apprane ki aina du feu Amicale pou CEB parceki mo ti telephone zotte pou faire zotte comme ki aina eine coupure courant acote mo boulangerie la rue Desforges.

Ou inspecteur fine dire eine questions et reponses. Z'otte bon. Mo pas ainn remarque pou ajouter retirer ou corriger. Mo fine donne sa volontairement.

The above statement has been read over by me to k. Sumodhee.
(Name of person making statement)
o acknowledges it to be true and correctly recorded.

nature of Maker

Signature of Recording Officer

nature of Witnesses J. HERRY

Name of Rank of Recording Officer

ce, Date and Time At CID ft office. On 27-5-99 at 15.40 hrs

P. F. 55

No 1044625

c/CID STATION

MENT of Mr Khaleeloudeen SUMODHEE alias Khalil

Occupation Owner of Bakery Age 37 years

Residing at 18 Crimea, Vallée Pitot, Port Louis Religion

I, met abovenamed at Port Louis North CID office on 27/5/99 at 13.15 hours who voluntarily stated the following in creole after having been duly cautioned and informed his constitutional rights in presence of his bar at Law Mr Soolamally (Badal) Dr BADAL

Moi, Khaleeloudeen Sumodhee, oulé donne caine l'enquête dans sa zaffaire la et mo oulé qui ou Inspecteur (Dr Badal) écrire sa pou moi. Mo finne bien comprend tout ce qui ou finne dire moi qui mo nau pas obligé dire narien si mo oulé mais tout ce qui mo pou dire ou pou écrire et sa capave servi comme preuve

Dimanche le vingt trois Mai 1999 vers une heure et demie, mo ti quitte la cage pou alle guette football à Belle Vue stade Anjalay entre l'equipe Scouts club et fire Brigade. Mo ti alle guette football dans l'auto 3211 Oc 96 con-

The above statement has been read over by me to (Name of person making statement) who acknowledges it to be true and correctly recorded.

*Signature of Maker*

*Signature of Witnesses*

*Signature of Recording Officer*

Dr BADAL

*Name of Rank of Recording Officer*

Place, Date and Time Cont'd on folio 1044626

P. F. 55

No 1044626 CID STATION

EMENT of Mr K. Sumodhee

Occupation Contd from folio 1044625 Age

Residing at Religion

194

cluiré par mo frère Raffick et ti aina aussi mo trois les autres frères Imran, Ramatoola et Jazil et mo papa Jannat. Nous ti arrive stade Anjalay vers deux heures. Mo papa et Raffick ti alle dans place reservé pou VIP tandis qui moi et mo trois frères nous finne alle dans première côté Scouts Club. Match football finne fini vers cinq heures et nous tous finne retourne la cage dans l'auto 3211 Oc 96 conduiré par Raffick et nous ti passe par Belle Vue, Pamplemousses, Terre Rouge, Route Pamplemousses, Les Casses, Ail Dores, Rue Magon et Vallée Pitot. Nous ti rentre la cage vers six heures vingt. Mo finne rentre dans la cage et mo finne reste la cage même. Mo finne cause zafferie football entre famille. Vers sept heures moins dix mo ti quitte la cage ensemble avec mo frère Jazil, mo mama et mo belle Soeur Sabina. Nous finne alle

The above statement has been read over by me to (Name of person making statement) who acknowledges it to be true and correctly recorded.

*Signature of Maker*

*Signature of Witnesses*

*Signature of Recording Officer*

DI BADAL

*Name of Rank of Recording Officer*

Place, Date and Time Contd on folio 1044627

P. F. 55

No 1044627 c/ccid STATION

STATEMENT of Mr K. Symodhee

Occupation Contd from folio 1044626 Age 19

Residing at Religion

La rue Desforges "Boulangerie du centre" qui
pou nous rnême dans Van 5434 NV 98. Mo
frère fazil ti alle quitte moi pou travaille
dans boulanger. Après mo frère fazil, mo
mama et mo belle soeur Sabina finne
retourne la cage dans même Van 5434 NV 98.
Mo ti reste dans boulange jusqua neuf heures
moins quinze ensemble avec faizal & Noor-
dally. Sa l'heure la mo frère Rajfick finne
vinne relève moi. Autant qui mo rappelle,
ti aina aine panne electricité vers sept
heures quinze et mo ti telephone CEB lors
numero 268 2120801 et mo finne cause
avec aine monsieur. Mo finne informe
sa monsieur la qui aina aine panne electricité
dans boulangerie du centre. Mo nas pas
finne dimanne sa monsieur ta so nom. Après
sa mo finne alle dimanne torche avec aine
securicor qui ti apé travaille dans Mamode Ally

The above statement has been read over by me to (Name of person making statement)
who acknowledges it to be true and correctly recorded.

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

D/ Sgt BADAL
Name of Rank of Recording Officer

Place, Date and Time Contd on folio 1044628

P. F. 55

No. 1044628 c/cii STATION

STATEMENT of Mr K. Sumodhee 96

Occupation Contd from folio 1044627 Age

Residing at Religion

court [illegible] aine batiment qui trouve à côté
nous boulanger. Vers huit heures quinze ti
regagne courant. le temps mo frère Raffick
ti vinne relève moi vers neuf heures moins
quinze, mo finne retourne la cage dans
Van 1405 zc 90 et après aine quinze minutes
mo ti re-alle boulanger dans même Van. Sa
jour Soir le vingt trois Mai 1999 après qui
mo ti retourne la cage depi football, mo
nas pas finne alle du tout la rue Royale
dans Pauto 3211 Oc 96 ou n'importe les autres
vehicules et jamais mo nas pas finne avoye
aucaine objet ou coctail Molotov lors club
Amical. Mo ti au courant qui Amical ti prend
clu feu sa soir la. lers nous ti sorti football
Raffick ti borde Pauto 3211 Oc 96 devant nous
la porte lors chemin et mo nas pas conné
qui sanne la ti garde la clef 3211 oc 96. Le
temps mo ti sorti pou alle travaille dans

The above statement has been read over by me to (Name of person making statement)
who acknowledges it to be true and correctly recorded.

*Signature of Maker*

*Signature of Witnesses*

*Signature of Recording Officer*

D/ BADAL
*Name of Rank of Recording Officer*

Place, Date and Time Contd on folio 1044629

P. F. 55

No 1044629 C/Snr. STATION

STATEMENT of Mr K. Sumodhee. 97

Occupation Contd from folio 1044628 Age

Residing at Religion

boulanger (boulangerie du centre) ensemble avec mo frère fazil, mo mama et mo belle soeur Sabina, Pauto 3211 Oc 96 ti bordé même dans même place acôte Raffick ti parqué. Le temps mo finne rentre La cage vers neuf heures moins cinq, après qui Raffick finne relève moi sa soir la (23/5/99), mo ti remarque Pauto 3211 Oc 96 toujours même place. Mo papa, mama et mo quatre frères ~~fr~~ reste dans même La cage à la rue Crimea, Vallée Pitot. Pour mo ti alle guette football le vingt trois Mai 1999, mo ti mette aine pantalon jeans noir et aine tricot couleur rouge. Mo disposé pou produire mo pantalon noir et tricot rouge pou l'enquête. [signature]

Qu (Inspecteur) Di Badal) ou finne relire mo l'enquête. Li bon. Mo pena naten pou corrigé, ajouté ou retiré. Mo finne donne sa volontairement.

The above statement has been read over by me to who acknowledges it to be true and correctly recorded. (Name of person making statement) [signature]

*Signature of Maker* [signature]

*Signature of Witnesses* [signature] (571) K 3895 JEEAWO

*Signature of Recording Officer* Badal

Di BADAL

*Name of Rank of Recording Officer*

Place, Date and Time At 10-t North (CII) on 24/5/99 @ 13.50 hrs

P. F. 55

ORIGINAL No 921139 CID PL CN STATION

STATEMENT of Khaleeloudeen SUMODHEE alias Bebe'

Occupation Bakery owner Aged 37. 264

Residing at 18 Cremea St. Vallée Pitot Religion

Ch 5.6.1999 at 11.30 hours at the office of CID CN, Abercrombie, I met the abovenamed who voluntarily stated the following to me in creole in presence of his bar. at law, Mr. S. GOCAYALLY, after he had been duly cautioned and informed of his rights.

Mer. Khaleeloudeen SUMODHEE, mo oule donne ene l'enquête et mo oulé qui ou Inspecteur (Insp. BOCAH) écrir sa pou moi. Mo fene comprends qui mo pas obligé dire nenien si mo pas oulé mais tous sa ki mo pou dire ou pou écrire et sa capave servi comme preuve

Azordi Samedi le 5 Juin 1999 entre onze heures dix sept et onze heures vingt cinq dans la journée dans bureau CID, Abercrombie, quatre jeunes hommes fene rire quelle mer avec mo permission et premier la et deuxième la fene identifié moi - zolte fene dire mo même sa. Troisième la et quatrième la, mo pas connu zolte et zolte pas fene identifié moi - zolte fene dire pas li sa. Sa deux premiers jeunes hommes la, deux frères sa - premier la appelle Mohammad Reza Thupsy et deuxième la appelle Azad Thupsy. Zolte tous les deux ti déja travaille dans mo boulangerie et mo ti gagne problème avec zolte. Zolte ti coquin l'argent banne clients et mo li bizin mette dehors et depuis sa, zolte pas bien avec moi et jusqu'a l'heure souvent nous gagne problème lor chemin.

Ou fene relire mo l'enquête. Liban. Mo pas ajouter nenien pas ajouter retirer ou corriger. Mo fene donner sa volontairement.

K. Sumodhee

The above statement has been read over by me to (Name of person making statement) who acknowledges it to be true and correctly recorded.

*Signature of Maker*

*Signature of Recording Officer*

*Signature of Witnesses* DC MURIAY

Dr BOCAH.

*Name of Rank of Recording Officer*

Place, Date and Time At CID CN office on 5.6.1999 at 11.35 hrs

P. F. 55

ORIGINAL No 921127 (299) 17/11/99 318

STATEMENT of Khaleeloudeen SUNOOSHEE alias F

Occupation Owner of Batery Aged 37

Residing at 18, Cremea St., Vallee Pitot, Port Louis Religion

Ch 31.5.1999 ~~et 1240~~ hours at the office of CC
Line Barracks, I met the above named in pres
of his bay at-law, S. GOLAMALLY and informe
him of the following Q&A

La police apé dire moi qui ena pousan pou cro
qui mo impliqué dans distirbres à Port-Louis le
Dimanche 23.5.1999 après matin football - Scouts
Club et Fire Brigade et qui mo fene donne coup de
main e crazé bitacon MFA é aussi mette difeu
dans l'auto devant Club L'Amicale et aussi mette
du Feu dans Club L'Amicale. la police apé dire moi
qui pou pose moi certains questions et fene informe
moi mo bonne droits - qui mo ena droit pas reponde
ou reste tranquille si mo veule mais ou (Inspecteur
Bolah) pou écrie bonnes questions et reponses
Mo accepté pon faire sa devant mo avocat S Gola
mally, astère la presseur et tous sa ki ou pou
écrire bapave serri comme preuve

Q. L'enquêté qui ou ti donne la police le 27.5.1999.
Est-ce qui ou maintenir qui li vrai ?

A - Mo l'enquêté la li vrai.

Q - Si ena dimoune dans la Dimanche le 23.5.1999
vers les six heures - six heures quinze tantot
ou li dans l'auto 32 11 QC 96 ensemble avec
ou frère Mounou et dire les autres dimoune

The above statement has been read over by me to
who acknowledges it to be true and correctly recorded.

(Name of person making statement)

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

Name of Rank of Recording Officer

Place, Date and Time

No. 921128 CCID STATI

ENT of Khaledoudeen SUMODHEE

tion Continued from 921127 Age 22

ding at Religion

et la autre Mongu ti apé conduire é ti am
l'auto la route des Pamplemousses acote robe
qui donne lor Khadafi Square - qui ou aui
pou dire ?

A - Li fausse sa.

Q - La quand ou frère Monnou fine cause av
eue la foule excité et fine dire zotte bu
fort "Anou alle acote bureau MFA al
craze pairout" ei ou fine alle ensem
dans l'auto avec li ?

A - Non. Li fausse sa

Q - La foule fine suivre zotte l'auto qui ti
toute doucement et zotte fine alle par la
rue Ser Virgil Naz, derrière Cathedrale
fine alle arrete devant Cathedrale ?

A - Li completement fausse

Q - Et ou avec les autre dimounes fine cra
la lumiere

A - Fausse sa. Jamais nous fine alle la b

Q - La Monou fine dire ou ei les autre d'ou
alle bureau MFA ?

A - Non li fausse sa.

Q - Le temps arrive bureau MFA, Monou f
dire monte bureau MFA ei fine dir

The above statement has been read over by me to
who acknowledges it to be true and correctly recorded.

Name of person making statement

Signature of Maker

Signature of Recording Officer

Signature of Witnesses

Name of Rank of Recording Offic

Plac

P F

(301)

273 330

No 921129 — CID — STATIC

NT of Khaleeloudeen SUMODH

ion Continued from 921128 Age —

ing at — Religion —

Et tout suite plusieurs demoiselles fine en. roches la batiment MFA?

A - Absolument fausse -

Q. Et apres sa Mounou fine dire " Anou ale Amicale". Et moi ou fine ale ensemble avec Mounou dans l'auto. La foule fines à biedo et motocyclettes et ti capaux alhaenviron 150 (cent cinquante) per

A - Non - li fausse.

Q - Arrive la rue Royale, Mounou alle parke l'auto acote restaurant la et mo fine descende et mo fine vine devant Amicale ensemble avec bann dimoune?

A : Li fausse sa.

Q - Et quand Mounou fine dire "crazé Ami ou ei les autres dimoune fine roches lor Amicale et vitesse fine craz?

A - Non - li fausse sa.

Q - Et Mounou fine dire crazé l'auto devan Amicale et ou aller les autres dimoun fine crazé vites dans l'auto?

A - Li fausse sa.

The above statement has been read over by me to who acknowledges it to be true and correctly recorded.

K. SUMODH
Name of person making statement

Signature of Maker

Signature of Recording Office

Signature of Witness

DI BOUTH
Name of Rank of Recording Off.

No 921130 (302) CCID STATI

MENT of Khaleeloudeen SUMODHEE 24

Occupation Continued from 921129 Age —

Residing at —— Religion —

Q. Après ou avé les autres fèy pous
Sa deux l'auto la jusqu'à l'autre C
Amicale qui trouve dans la rue Emme
Anquetil ?

A. Non - fausse sa.

Q. Et l'heure la ainé dimoune dans la
foule fine anze l'essence dans laut
er fine mette du feu ?

A. Non. Jamais mo pas ti alle dsi au
l'Amicale.

Q. Et pendant sa temps la, les autre
dimoune fine continue enn
roche lor l'Amicale ?

A. Non. Jamais. Mo pas ti la bes mèm

Q. Après sa plusieurs motocyclistes fe
fèny. Ene la ti lor ainé Yamaha sss
ti aina enn sac. Li fine montré Mo
aina cocktail Molotov la dans. Mon
fine dirèk envoye dans l'étage Amic

A. Non-li fausse. Jamais nous pas ti l

Q. la chanson la fine envoye cocktail Mo
à l'étage dans Amicale et du fe
fine [illegible] ?

K. Sumodhee
(Name of person making statement)

The above statement has been read over by me to
who acknowledges it to be true and correctly recorded.

Signature of Maker

Signature of Witnesses

Signature of Recording Office

D. Boodh
Name of Rank of Recording Offi

No 921131 (303) CCID STATION

EMENT of Khaleloudeen SUMODITEE

Occupation Continued from 921130 Age

Residing at Religion

A. Non, li fausse Mo fine apprene le aina du feu Amicale pas CEB parce mo li telephone zotte pou faire zotte ce li aina eine coupure courant acote ma boulangerie la rue Desforges.

Q. Inspecteur fine dire bann questions et reponses. Zotte bon. Mo pas aine rien pou ajouter retirer ou corriger. Mo fine donne sa volontairement.

K. Sumedhee

The above statement has been read over by me to who acknowledges it to be true and correctly recorded.

K. Sumedhee
(Name of person making statement)

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

Name of Rank of Recording Offi.

# ANNEXE 37

ORIGINAL No 921144 (201) CCID STATION

STATEMENT of Muhammad Shafeek NAWOOR alias Fco 28

Occupation No calling Age

Residing at Issoop Mamodelchon Rd, Pamplemousses DOB Religion 15.11.979

On 10.6.1999 at 13.55 hours at the office of CCID, Line Barracks I met the abovenamed in presence of his legal adviser Mr A. Goomany and interviewed him for a statement after having duly cautioned him and informed him of the following

La police apé informe moi, Muhammad Shafeek NAWOOR que dimoune apé moi Fco, qui aine raison pou croire qui mo impliqué dans bannes desordes qui fine aine dans Port Louis Dimanche le 23.5.1999 après match football Scouts Club et Fire Brigade et qui sa jour la vers le six heures et demi dans tanlèt mo fine dimande dimoune à Plaine Verte dans les environs la pharmacie Plaine Verte, l'argent pour achté l'essence et mo fine achté l'essence dans Filling Plaine Verte, après mo fille alle Square Cathedrale avec one groupe dimoune, acote mo fine envoye roche et endommage bureau NTA et nouveau la Cour envoye roche lor station la police Pope Hennessy et craze vitre, et plus tard mo fine alle ensemble avec sa groupe dimoune la à la route Espagnole acote Club Amicale & la bas mo fine craze vitres deux l'autos, tire sa deux l'autos la soye zette dans Club Amicale, amesse l'essence brs sa bann l'autos la et mo fine mette dan fond. Mo fine jette brs allumette dans sa dufeu la et sa fine prend - c'est-a dire dufeu fine prend dans Club Amicale qui aussi fine prend dufeu et suite de quoi sept dimounes fine mort brulé. Mo accepté pou donne one l'enquête dans sa zaffaire devant mo avocat Monsieur A. Goomany qui est ici présent. Li (Insp Seeluh) fine aussi informe moi mo avoir, que mo pas obligé dire noirien si mo pas vouloir mais tout ce

The above statement has been read over by me to who acknowledges it to be true and correctly recorded.

Name of person making statement

Signature of Maker

Signature of Recording Officer

Signature of Witnesses

DINAUN KA

Name of Rank of Recording Officer

Place, Date and Time

P. F. 55

(310) 351

No 921145 CCID STATION 28

STATEMENT of Muhammad Shafeek NAWEER

Occupation Continued from 921144 Age: —

Residing at — Religion —

ki mo peu dire ou peu écrire et sa capave serv
comme temoignage au cour. S. Nawoor

Sa Dimanche le 23-5-1999 vers deux heures tantot,
moi avec mo grand frère Nadeem Nauseer, fene alle guelte
footbail à Stade Anyalay, Belle Vue. Nous ti alle pa
bus CNT ordinaire. Ti aina match entre Club Scouts
et Fire Brigade. Nous tous les deux fene guelte footbail
depuis dans troisième cote Scouts. Footbail la fene
fini après cinq heures tantot. Club Fire Brigade ti gagne.
Après match, fene ena desordes dans premier à la
suite dession referee que pas fene accorde ene goal a
Club Scouts. Moi avec mo frere fene guette desordres
depuis acote nous ti été. Mo frere fene dire pou gagne
Probleme, anous alle la cage. Nous fene sorte dans
Stade et nous fene alle dans grand parking acote trosieme
Nous fine alle acote bus stop acote road point Mapou
près avec chemin neuf. La-bas nous ti signale bann
macheres qui ti apé passe pou demande ene lift. Finalement, nous fene gagnon ene lift dans ene van
blanc 15 places jusqua road point Jardin Pamplemousses.
Mo pas conne numero van la ni chauffeur la. Mo pas
conne personne qui ti pe voyage dans sa van la. Quand
fine descendé nous road point Pamplemousses ti capave
dans les six heures tantot. Depuis la bas moi avec mo
frere nous fene marche par vieux Chemin Prise de Mont Station
la pour Pamplemousses. Marque Pamplemousses et
nous fene arrete la cage. La nous fene [illegible]

The above statement has been read over by me to
who acknowledges it to be true and correctly recorded.

(Name of person making statement)

Signature of Maker

Signature of Recording Officer

Signature of Witnesses

Name of Rank of Recording Officer

Place, Date and Time

No 921146 (311) CCID STATION

STATEMENT of Muhammad Shafeek Nawoor 283

Occupation Continued from 921145 Age

Religion

Residing at

ti ves les septheures. Mo pas fene resorti encore. Mo fene reste la cage mème. C'est neaque le lendain dous information Television tantot, qui mo fele apprene qui fene ena désordres après match football dous Port-Louis et qui aussi ti caine du feu dans Club L'Amicale MSN sept dimoenis fene mat brulé la dans. Moi mo pas eenne naren dous sa baines desordres qui fene arrivé dans Port Louis sa soir la C'est a dire dous ceee bureau MFA, nouveau la Cour, place Cathedrale, station rope Hennessy et dir feu dans deux l'autres durant l'Amicale et du feu dous Club Amicale la même 3e demoine dire qui mo fene demande l'argent pour achete l'essence sa demandre la à Plaine Verte et mo fene acheté l'essence et mo fene andommage batiment MFA, Nouveau la Cour, Station de Police Pope Hennessy et mette du feu dans deux lautres et jete trois autres dans za du feu la et apres du feu fene prend dous Club Amicale, sa pas vrai. Ola (Inspecteur Beeh) fene explique moi mo droit ene pande identification mais moi mo pas oule prend pert dans ene pande. Mo oule qui sa baine dimoine qui pe dire fene houte moi pour sa baine z'affeerisque ou fene dan la haut-la, vene quete moi face-à-feee. Mo pas ena aucune objection qui doctaur la police examine moi et mo donne la police permission pou fene la tende avec moi Sa Dimanche le 25.5.1999 quand mo ti alle quete lecolard, mo ti mette ene T-Shirt

The above statement has been read over by me to (Name of person making statement)
who acknowledges it to be true and correctly recorded.

Signature of Maker

Signature of Witnesses

Signature of Recording Officer

Name & Rank of Recording Officer

55

P. F. 55

Place, Date and Time

(312)

No 921147 CCID STATION

STATEMENT of Muhammad Shafeek Nawaar 1981

Occupation Continued from 921146 Age

Residing at Religion

couleur rouge Liverpool et une jeans couleur noir.
Mo accepte produire sa banne rouge la la police for l'enquête S. Nawaar.

Ou (Inspecteur Bolah) fene reture mo l'enquête. Li bon
Mo pas aine nanien pou ajouter, retirer ou corriger.
Mo fene aine la volontairement. S. Nawaar.

The above statement has been read over by me to who acknowledges it to be true and correctly recorded.

M S Nawaar
(Name of person making statement)

Signature of Maker

Signature of Recording Officer

Signature of Witnesses

Name & Rank of Recording Officer

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# ANNEXE 38

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No. 142101 CCID STATION

No.

STATEMENT OF Muhammad Shafick NAWOOR alias Fico

Occupation No calling Aged 19 yrs

Address 1 Mamelakhan Street 6ème Mile, Pamplemousses Religion

On 9 8 1999 at 10 25 hours at Central Prisons Beau Bassin I met the abovenamed who stated the following to me in creole after having been duly cautioned :-

Moi, Muhammad Shafick NAWOOR, mo oulé dire ene lenquête ki fine fer dans présence mo avocat (Mr. H Duval Jnr) et ki fine explique mo drait. Mo pas obligé dire narien si mo pas oulé mais tous sa ki mo pou dire ou pou écrire et sa capave servi contre mo preuve devant.

Azordi Lundi le 9 Août 1999 à 10 hres le matin dans prisons Beau-Bassin, la police fine faire ene parade identification. Mo même mo fe demande so parade identification la divant mo avocat. Azordi pour so parade identification la mo avocat (Mr H Duval Junior) le présent Mo fine prend part dans so parade la. Fine effacer la police en uniforme fine informe mo mo bénéficier drait et mo même mo fine choisir mo place for so parade la. Acote le ariva huit dimounes. Mwa so parade la, mo fine informe zot mette en uniforme la qui ariva. Seulement dimounes la paradaire comme mwa - et seulement mo fine choisi pou présence ene parmi sa huit dimounes la et mo satisfait avec sa remplacant. Après so le finir fer parade dimounes ariva mo ne veux (meaning khalid Ibrahim Hossen) pou mette ene uniforme la - fine dire so dimounes le a haute voix ene mo fer tenir. Le le fine arrive ene lequel la police dans le le fine arrive le le capture reconnaitre ene dernier

The above statement has been read over by me to M S Nawoor (Name of person making statement) who acknowledges it to be true and correctly recorded

Signature of Maker S Nawoor

Signature of Witnesses

Signature of Recording Officer

Name and Rank of Recording Officer

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No..... STATION

STATEMENT OF Muhammad Shaffick Nawaz

Occupation Continued from 142101 Age —

Address — Religion —

Fico avec ki li h vende l'essence pri [sic] - dèv au bouteille plastique Dimanche le 23 5 999 t'eis li Sekhin apès midi pendant ki li (Khalil Peerbux) ti apé travaill dans Filling Shell, la rue Desforges Port Louis et fème expliqué ki li bizin fème. Sa dimoune la fème mars i dimé mandi midi et puis li fème retourne et li fème arrete devant S/M mèner li fème marié mwa et trois mwa. Mwa sa dimoune la ine pas comé li et mo pas connais ki fème li fème trois mwa. Moi jamais mo pas fème achète l'essence avec sa dimoune la. Mo satisfait avec manière sa pauv la fème dérouté. Apart sa mo pas aimé nanan pas dir la police S. Nawaz

Ou fème lor mo l'enquété. Li bon. Mo pas aimé nanan pas ajouter et retiré. Mo fini donné sa volontairement

S. Nawaz

The above statement has been read over by me to M S Nawaz who acknowledges it to be true and correctly recorded

Name of person making statement

Signature of Maker .....

Signature of Witnesses .....

Signature of Recording Officer

Name and Rank of Recording Off

ORIGINAL No 921132

STATEMENT of Abdool Naseeb KERAMUTH alias Zulu

Occupation "Roti" seller / Hawker of goods Aged 20 yrs

Residing at 36, Impasse Lenapreu, V/ Pitot Religion

En 2 6 1999 at 14 40 hours at Fanfaron Police station I met the abovenamed in presence of his bar. at law. Mr S Hewoldar and duly cautioned him after informing of the following

La police ape informe moi qui aina besoin pou croire qui mo ti impliqué dans descentes à Port Louis le Dimanche 23 5 1999 apres match football Scouts Club et Fire Brigade et qui moi et les autres dimounes fene craze vitre deux l'autes à la rue Royale, Port Louis. fine roule sa deux l'autes la corne la porte club Amicale et fene arrose l'essence et fene mette dife dans sa deux l'auto la et qui conse-quemment dufeu fene prend dans club Amicale Ete fene faire moi comprend mo droit et qui mo accepte donne ene l'enquête divant mo avocat S Hewoldar et mo fene comprende qui mo pas obligé dire naran, et mo pas alé mais tous sa ki mo pou dire ou pou écrire et sa capave servi comme preuve

Dimanche crié mor Zulu parce qui mo dadi (grand mother) ti crié mor Zulu Mo vende roti la la gare le Nord Mo conné acote Club Amicale éte trouvé dans la rue Royale, Port Louis - sa même chemin mo faire tous les jours Mo pas aina naran contre Club Amical et jamais mo pas fene gagne quique probleme avec zotte Mo pas connais qui manier dufeu fene prend dans sa Club Amicale la et mo pas aina naran pou faire avec sa dufeu la. Sa Dimanche

The above statement has been read over by me to (Name of person making statement)

who who acknowledges it to be true and correctly recorded.

Signature of Maker

Signature of Recording Officer

Signature of Witnesses

Name of Rank of Recording Officer

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...ENT : Abdeel Naseeb KERAMOTH

...ation Continued from 921132 Age

...esiding at Religion

Le 23 s 1999 mo fene sorti mo la cage vers ie
Cinq heure moins quinze ter ene autocyclette
DBois marque Mini Honda couleur rouge qui appa
rtir a ene famille de lour avec mer qui s'appelle Nico
et ma famille mo pas rappelle Mo tout seul ti alle
lor sa autocyclette la. Mo finnir ene T-Shirt manch
Court pa avant et couleur rouge et ene pantalon
couleur noir en jean Dans Sac Anglais mo ti
assize dans batimen - cot Sacre Guard Fix
Brigade fix mo ti gagi, mo fene sorti parole mot
arrive qui sa l'heure la gagi la fene rentre, Sacre p
pou capave rance C'est à dire matin 6 pou pas
pou finir. Mo fene sorti dans stade - mo tout seul
et mo fene prend mo autocyclette, mo fene sorti et
mo fene retourne la cage passe par chimin neuf A
rond point Tene Rouge, mo fene face vreme chem
et Plaine Verte arrive Chadafi Square, mo fene le
- Magasin ine mo alle mo la cage Quand mo
arrive devte Chadafi, te vers les six heures
quinze et ti beaucoup d'imoune la bas dan
groupes et chaquene ti api causer avec so
Pauvre camarades Moi mo pas tene prend
compte, mo pas fene arrete, mo fene alle dir
mo la cage La mo fene tire mo tricot Sacre
mo fene mette ene l'autre T/Shirt - à raie - coul
grenat et crème. Mo fene prend mo madame, She
Bibi SHEIKALLY, et mo fene amene li devte ene
Medisin, Bogdan ~~Sacre~~ KARAMOT. qui ene fam
avec mer, dan rest 23, la rue Little Bridge, Port

The above statement has been read over by me to ... person making statement
who acknowledges it to be true and correctly recorded.

Signature of Maker A. N. Keramoth

Signature of Witnesses

Signature of Recording Officer

Name of Rank of Recording Officer

Place, Date and Time Continued on 921134

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Abdel Nasser KENNETH

Occupation Continued 921133 Age 27?8

Residing at Religion

Louis Mo madame ti donne le laige pou coudu
et li ti bizin assaye se longe la l'etudiant ki mo
femme fine essaye longe, mèi mo fine assize dehors
pa ligade ave aigreite. Mo ti fait me Chacun Sait
Vèr ma Sint pend du soir Nous fait ANNE c'est ariver
et mo femme fine sorti labas et nous fine retourne
la cage la mo fine manje ave gateau et me
pa prende mo madame et travay - qui pa gagn
ene dan dan - mersi jum - et nous fine alle dehors
jouay Jet d'eau à fontain - pandan Plaine Verte
Nous fine assize dans jardin pa d'labe jusqua
huit heures environ Mo fine prend mo fouteur et
d'enfant et mo fine retourne la cage - Mame la ma
madame fine fire mo manje et mo fine manje Apre
mo fine prendre maman mo madame, Nazdia Kan
Idrou. et nous fine vine la la rue pou cause cause
Mo belle mere fine dire mo sa bas me coumans ale fer
gagne en bas - c'est - à - dire Plaine Verte - La mo fine
rentre dans mo la cage, mo fine recommend ene film
pou moquillé. Mo fine quelle film jusqua dix heur
moins quinze Apres sa mo fine prend mo medicin
et mo fine alle achte Snack dans la rue Lespren -
mo fine achete ene portion briyé et mo fine manje
sa mo fine prend mo auto cyclette et mo fine fait
la rue Magen, la rue Desfarges et la rue Chemin
Dang Dang (la rue Emmanuel Anquetil) et mo fine
arrete dans coin la rue Royale - face avec l'Hom
Chemin la Brique avec bandes lautal la police M

mo tout Seul Arrive

The above statement has been read over by me to
who acknowledges it to be true and correctly recorded.

A. [illegible]
Name of person making statement

Signature of Maker A. K. Kenneth

Signature of Witnesses

Signature of Recording Officer

Name of Rank of Recording Officer

Place, Date and Time Continued on 921135

P.F. 55

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No 921135 CID PLCN STATION

EMENT of Abdool Naseeb KERAMUTIT

pation Continued from 921134 Age —

Residing at Religion —

fene descendre lor mo autocyclette, Ti cinze heures moin quinze le soir. Nic fene faire le tour et passe par la rue derriere Amicale, et Jammati inesque ei mo fene retourne mo la cage Mo ti retourne mo la cage vers les onze heures quinze a soir Mo fene alle retourne mo famille la so autocyclette et mo fene aller donne acote mo belle mere - mo ti apé reste accala depuis Vendredi avant sa Dimanche le 23 la. Li pas vrai pour dire que Dimanche le 23 5 heures vers le soir heure et demi tantot, mo ti ensemble avec aine nommé Fico et A WK groupe et qui mo ti apé rode l'essence et aine dimaine fene donne mor l'essence dans eine bouteille plastique Le pas vrai aussi qui moi, fico et so groupe fene craze deux l'auto zotte vite et fene roule sa deux l'autos la conte la porte Club Amicale et mo fene mette dufeu dans sa deux l'autos la et dufeu fene ensuite proud dans Club Amicale Mai mo pas conne aucaine dimaine qui appelle Fico Si quequ'une dire qui mo fene craze vite deux l'auto, et mo fene mette dufeu et sa fene proud dans Club Amicale, C'est aine fausse charge lor moi Aster la on (Inspecteur Bedah) ou fene explique mor mo droit pou aine parade identification mo pas accepte pou alle lor aine paigar identification Mo h a content qui la personne qui fene dire li fene trouve moi mette dufeu devant monte moi dirait direct. lor Nic pas aine aucaine objection ke la police fenille nic la cage et nic pas aine aucun

The above statement has been read over by me to (Name of person making statement) who acknowledges it to be true and correctly recorded.

Signature of Maker A N Keramut

Signature of Recording Officer

Signature of Witnesses

Name of Rank of Recording Officer

NO 021135 (C D FLN) STATION

MENT of Abdool Nasseb KERAMUTT

pation continued from 021135 Age 780

siding at Religion

objection la doctrine la police examine moi Mo ac-
me linge le mot mette le 23-5 1993 a la police
pour l'enquete AN Keramutt )

Ou (Inspecteur Bodah) fene relire mo lenquete Le b.
Mo ~~fene~~ acte naina pou ayoute, retire ou corrige
Mo fene dane sa volontairement AN Keramutt

REGIST

I verify this to be a true

The above statement has been read over by me to who acknowledges it to be true and correctly recorded.

A N Keramutt
(Name of person making statement)

Signature of Maker A.N. Keramutt

Signature of Recording Officer

Signature of Witnesses { Ramu Chummun D.I FLN

D/ Bonnit
Name of Rank of Recording Officer

Place, Date and Time At Fairfax Police station on 2-6-1993 at 15 [illegible] 55

# ANNEXE 39

# Staff Profile

## Stuart Hamilton MB, ChB, BMSC (Hons) FRCPath, MFFLM

FORENSIC ACCESS

Tel: +44 (0)845 230 2414
Fax: +44 (0)845 230 2415
Email: science@forensic-access.co.uk
Web: www.forensic-access.co.uk

## Specialism: Home Office Registered Forensic Pathologist

Dr Hamilton graduated from Medical School in Dundee 1998 and spent two years in clinical medicine, mainly in Newcastle upon Tyne, before moving into histopathology in Manchester in 2000. He then moved back to Newcastle to train in forensic pathology in 2003 and was awarded his Fellowship of the Royal College of Pathologists in forensic pathology 2008 and joined the Home Office Register of Forensic Pathologists shortly afterward. He spent three years in this capacity in the North East of England before being appointed Deputy Chief Forensic Pathologist for the East Midlands. He is a member of the British Association in Forensic Medicine and a Member of the American Academy of Forensic Sciences.

He performs autopsies in cases of suspicious death as part of the East Midlands Group Practice. He also undertakes defence autopsies and provides expert opinion on the nature and causation of injuries, both in the living and the dead and so spends a considerable amount of time providing expert testimony in various courts.

He has performed around 3000 autopsies ranging from simple sudden and unexpected deaths to complex multiple homicides, and regularly teaches on aspects of forensic pathology.

He has provided expert comment for various newspaper articles and TV programmes, and has provided advice on forensic matters to various TV dramas, including acting as forensic pathology advisor for the 2013 and 2014 series of popular BBC drama “Silent Witness”.

For a full list of our experts please see: *www.forensic-access.co.uk/forensic-scientists-forensic-access.asp*