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DISTRICT COURT
NEW SOUTH WALES
CRIMINAL JURISDICTION

AP.JF.1+1

No 88/31/0307

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- 6 JUN 1989

BEFORE: JUDGE MCGUIRE
And a Jury of Twelve

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REVISED

Gosford: Friday 5 May 1989REGINA v AKHANDANANDA SARASWATISUMMING-UP (CONTINUED)

(At 2.00 pm the jury returned with the following verdicts:

First count; not guilty.

Second count; guilty.

Third count; not guilty.

Fourth count; guilty.

Fifth count; not guilty.

Sixth count; not guilty.

Seventh count; guilty.)

CROWN PROSECUTOR: Would your Honour confirm those verdicts with the Foreman?

HIS HONOUR: Mr Foreman, it is a complicated indictment and there may possibly have been some mistake. Would you please go through the indictment with me again. Would you look at the first count, that is the charge that the accused did between 8 April 1983 and 3 November 1983 at Bellingen commit an act of indecency with APL [redacted] she then being under the age of sixteen years. Your verdict as previously indicated was not guilty, is that so?

FOREMAN: Correct.

HIS HONOUR: The second charge that between 8 April 1983 and 3 November 1983 at Lillian Rock the accused did commit an act of indecency with APL [redacted], she then being under the age of sixteen years, your verdict as I have recorded it previously was guilty.

FOREMAN: Correct.

HIS HONOUR: In relation to the third charge, the accused is charged that he between 8 April 1983 and 3 November 1983 at Bellingen then being a teacher did unlawfully and carnally know

APL [redacted] she then being his pupil and being above the age of ten years and under the age of seventeen years. I have recorded your verdict as being not guilty, is that correct?

FOREMAN: Correct.

HIS HONOUR: The fourth count is an alternative count to the third charge, the accused was charged that he between 8 April 1983 and 3 November 1983 at Bellingen did commit an act of indecency with APL [redacted] she then being under the age of sixteen years. I have recorded your verdict as guilty.

FOREMAN: Correct.

HIS HONOUR: In relation to the fifth charge, that is that the accused between 8 April 1983 and 3 November 1983 at Taree being then a teacher did unlawfully and carnally know APL [redacted] she then being his pupil and being above the age of ten and under the age of seventeen years. I have recorded your verdict as not guilty.

FOREMAN: Correct.

HIS HONOUR: And on the alternative charge, that is that the accused between 8 April 1983 and 3 November 1983 at Taree did commit an act of indecency with APL [redacted] she then being under the age of sixteen years, I have recorded your verdict as not guilty.

FOREMAN: Correct.

HIS HONOUR: Finally, on the charge that the accused between 8 April 1983 and 3 November 1983 at Mangrove Mountain did commit an act of indecency with APL [redacted] she then being under the age of sixteen years, I have recorded your verdict as guilty.

FOREMAN: Correct.

(For proceedings after conviction, see separate transcript.)