

Br. 80.-T.

Trial again

Tomochige Jan - I

8
2 others.

BR 80-5

MILITARY COURTS FOR THE TRIAL OF WAR CRIMINALS

D.J.A.G's Case No. 65023/JAG

Name of Accused (including Rank, if any)	Arm or Former Arm of the Service	Age	Date and Place of Trial
W.O. IKUMA TOMOSHIGE Jun-I Sgt Major TSURUHA Saneo So-Cho Sgt MATSUNAGA Matao	All of Imperial Japanese Army		8 - 10 April 1946 LABUAN
			Convened by
			Commander 32 Ind. Inf. Bde.

CHARGES

JOINT CHARGE

COMMITTING A WAR CRIME in that they together in violation of the laws and usages of war at Kuala Belait, Borneo in or about the month of June 1945 being in the service of the occupying Power were concerned in the killing of BALWANT SINGH, GOKAL SINGH, LEONG CHUNG FAH civilian residents of British Borneo.

President and Members of the Court (except Legal Member)	Judge Advocate/Legal Member
Lt-col. R.L. le GALLAIS ^{Barrister-at-law} Major M.H. DAY Capt. B.J.S.B. HARTSHORNE	Royal Northumberland Fusiliers 3rd Bn 8th Gurkha Rifles R.E. 92 Field Company RIF
	N/A

Pleaded	Finding
All pleaded Not Guilty	All found Guilty

Sentence and Minute of Confirmation

IKUMA TOMOSHIGE To suffer death by being shot
TSURUHA Saneo Life imp
MATSUNAGA Matao 5 years imp

Confirmed by Commander 32 Ind. Inf. Bde. on 18 May 1946

When and where Promulgated:— 21 May 1946

Date of Receipt	To whom sent	Date sent	Purport

Sk. 80-5

MILITARY COURT FOR THE TRIAL OF WAR CRIMINALS.

ACCUSED (1) Warrant Officer IKUMA Tomoshige Jun-I
(2) Sjt Major TSURUHA Saneo So-Cho.
(3) Sjt MATSUNAGA Matao
All of the Japanese Army.
attached 3rd Bn, 8th Gurkha Rifles.

PLACE AND DATE OF TRIAL Labuan 8,9 and 10 Apl 46.

COURT CONVENED BY Comd 32nd Ind Inf Bde.

PRESIDENT Lieut-Col. R.L.LeGallais, Royal Northumberland Fusiliers.
Barrister-at-law.

MEMBERS Major M.H.Day, 3rd Bn, 8th Gurkha Rifles
Capt. B.J.S.B.Hartshorne, R.E. 92 Fd Coy, RIE.

CHARGE Committing a war crime, in that they together, in violation of the laws and usages of war at Kuala Belait, Borneo in or about the month of June 1945 being in the service of the occupying Power were concerned in the killing of

BALWANT SINGH
GOKAL SINGH
LEONG CHUNG FAH

civilian residents of British Borneo.

PLEA Each accused - Not Guilty

FINDING Each accused - Guilty

10 April 46.
SENTENCE Accused (1) - To suffer death by being shot.
Accused (2) - Imprisonment for life.
Accused (3) - 5 yrs imprisonment.

CONFIRMED 18 May 46 By Comd 32 Ind Inf Bde.

PROMULGATED 21 May 46

REMARKS

DISPOSAL OF PROCEEDINGS To AG 3 HQ ALFSEA 3 JUNE 46.
JAG of the Forces _____

DJAG HQ ALFSEA
Case No. 65023 JAG

ABSTRACT OF EVIDENCE

In the case against :-

IKUMA	Tomoshige	Jun-I
TSURUHA	Saneo	So-Cho
MATSUNAGA	Matao	Gun-So

1. IKUMA Tomoshige was a Warrant Office in the Kempei Tai stationed at Kuala Belait at all material times in May and June 1945.
2. TSURUHA Saneo was a Sergeant-Major in the Kempei Tai stationed at Kuala Belait at all material times in May and June 1945.
3. MATSUNAGA Matao was a Sergeant in the Kempei Tai stationed at Kuala Belait at all material times in May and June 1945.
4. BALWANT SINGH, GOKAL SINGH and LEONG CHUNG FAH (hereinafter referred to as 'the deceased') were civilians resident in Kuala Belait. On or about the 10th May 1945 the deceased were arrested on the orders of Warrant Officer IKUMA Tomoshige by Sergeant-Major TSURUHA Saneo, Sergeant MATSUNAGA and another not in custody, and taken to the local gaol.
5. On or about the 9th or 10th June 1945 IKUMA gave orders to TSURUHA, MATSUNAGA and others not in custody for the deceased to be executed. The deceased were brought by TSURUHA, MATSUNAGA and others from the gaol to a detention room at Kempei Tai HQ pending execution.
6. On or about the 9th or 10th of June 1945 the deceased were taken by TSURUHA, MATSUNAGA and others not in custody to a position near the beach at Kuala Belait and there beheaded and killed by the party or by some members of it.
7. The following accused and witnesses have made statements and their evidence will be produced :-

IKUMA	Tomoshige
TSURUHA	Saneo
MATSUNAGA	Matao
BAGWAN	SINGH
ROBERT	CHIN
EDITH	CHONG
Mrs. LEONG CHUNG FAH	

JOHN G. BRIDGER will produce the statements made by the accused.