

MILITARY COURT FOR THE TRIAL OF WAR CRIMINALS

LR. 483

ACCUSED

Sgt Major **FUGII** Tomio  
Sgt **TSUKAKITA** Masaru  
Both of the Imperial Japanese Army attached to  
1/10 G.R.

PLACE AND  
DATE OF TRIAL

RANGOON. 5, 6, 9, 10 and 13 September 1947.

COURT CONVENED BY

G.O.C. BURMA COMMAND.

PRESIDENT

Lt.Col. H.HARVEY WILLIAMS R.E.

MEMBERS

Major P.CLAGUE R.A.  
Capt. S.A.E.PLATTS Royal Hampshire Regiment.

CHARGE

COMMITTING A WAR CRIME, in that they, at or near  
Kume, Kyaukse District, Burma, in or about the  
month of March 1945, were, in violation of the  
laws and usages of war, together concerned in  
the illtreatment of SULTAN, MG BO and HASHIM,  
civilian residents of Burma aforesaid, in  
consequence of which illtreatment, the said SULTAN,  
MG BO and HASHIM died.

PLEA

Each Accused - Not Guilty.

FINDING

Each Accused - Guilty. (with exceptions)

SENTENCE

13th September 1947.  
1st accused - Life imprisonment.  
2nd accused - 5 years imprisonment.

CONFIRMED

15th November 1947. By G.O.C. BURMA COMMAND  
1st accused - Sentence commuted to 15 years imprison-  
ment.

PROMULGATED

22nd November 1947.

REMARKS

DISPOSAL OF  
PROCEEDINGS

TO AG3 GHQ FARELF

JAG of the Forces

4 Dec 47

DJAG FARELF.  
Case No.65255 JAG.

ABSTRACT OF EVIDENCE

in the case of

Sgt. Major FUGII Tomio  
Sgt. TSUKAKITA Masaru  
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At all material times the accused were members of the K.T. stationed at Pwe Lat Kon or Pwe Hla Gon Village.

On or about the 12th March, the victims, SULTAN, MG BO and HASHIM set fire to some Japanese quarters in Kume Village whereupon the accused arrested these men and took them to Kume Police Station. There all 3 men were beaten, kicked and forced to drink quantities of water. The following day the 3 men were taken to K.T. HQ. and whilst their hands were tied behind their backs, the 3 prisoners were beaten and kicked.

After a period of about 3 days following the arrest, all 3 men were returned to their homes and evidence will be given of the injuries, wounds and sores consistent with beating and torture and that each man died in turn as a result of the injuries so sustained.

The above facts will be proved by the testimony of :-

1. MG BA NYO
2. MG KO GYI alias AHMED HUSSAIN
3. HLU KIN.

The statement of the accused FUGII will be proved in evidence.