

TRANSCRIPT OF PROCEEDINGS

---

Ref. T20177306

**IN THE CROWN COURT AT BRADFORD**

Exchange Square  
Drake Street  
Bradford

**Before HIS HONOUR JUDGE DURHAM HALL QC  
THE RECORDER OF BRADFORD**

**R E G I N A**

- v -

**BASHARAT IQBAL KHALIQ, SAEED AKHTAR, YASAR MAJID,  
NAVEED AKHTAR, PARVAZE AFZAL AHMED, IZAR KHAN HUSSAIN,  
KIERAN HARRIS, ZEESHAN ALI, FAHIM IQBAL, MOHAMMED USMAN**

**MS K MELLY QC and MS S BEATTIE (instructed by the Crown Prosecution Service)  
appeared on behalf of the Prosecution**

**MR A IQBAL QC and MR F ARSHAD appeared on behalf of the Defendant Khaliq  
MR P MOULSON QC and MR A SHAKOOR appeared on behalf of the Defendant  
Saeed Akhtar**

**MS G BATTIS appeared on behalf of the Defendant Majid**

**MR R FRIEZE appeared on behalf of the Defendant Naveed Akhtar**

**MR A BELL appeared on behalf of the Defendant Ahmed**

**MS G KELLY appeared on behalf of the Defendant Hussain**

**MR G WILSON appeared on behalf of the Defendant Harris**

**MS F HERTZOG appeared on behalf of the Defendant Ali**

**MR A DALLAS appeared on behalf of the Defendant Iqbal**

**MR R FERM appeared on behalf of the Defendant Usman**

**PROCEEDINGS**

**12 FEBRUARY 2019, 10:04-11:27; 11:45-13:04; 14:12-15:50**

---

REPORTING RESTRICTIONS APPLY:  
SECTION 4(2) OF THE CONTEMPT OF COURT ACT 1981  
SEXUAL OFFENCES (AMENDMENT) ACT 1992

**A**

*DISCLAIMER: The quality of audio for this hearing is the responsibility of the Court. Poor audio can adversely affect the accuracy, and we have used our best endeavours herein to produce a high-quality transcript.*

**B**

*WARNING: reporting restrictions may apply to the contents transcribed in this document, particularly if the case concerned a sexual offence or involved a child. Reporting restrictions prohibit the publication of the applicable information to the public or any section of the public, in writing, in a broadcast or by means of the internet, including social media. Anyone who receives a copy of this transcript is responsible in law for making sure that applicable restrictions are not breached. A person who breaches a reporting restriction is liable to a fine and/or imprisonment. For guidance on whether reporting restrictions apply, and to what information, ask at the court office or take legal advice.*

**C**

*This Transcript is Crown Copyright. It may not be reproduced in whole or in part other than in accordance with relevant licence or with the express consent of the Authority. All rights are reserved.*

**D**

**E**

**F**

**G**

**H**





**A** [REDACTED]

**B** [REDACTED]

**C** [REDACTED]

**D** [REDACTED]

**E** [REDACTED]

(The jury entered court at 10.08)

JUDGE DURHAM HALL: Good morning.

JURORS: Good morning.

IZAR KHAN HUSSAIN, (On former oath)

Re-examined by MS KELLY

**F** Q. You were asked yesterday by Ms Melly in cross-examination about how it was you got to know [Person V2], all right?

A. Yes.

Q. And in answer to her questions, you said, “Well, I have been in a relationship for the past eight years.” All right? Who is that with?

**G** A. [REDACTED].

Q. OK. So, past eight years, does that mean you started seeing her in what? 2011?

A. 2011, 2012.

Q. All right. But at the time of this indictment period, 2009 to 2011, were you in a relationship then?

**H** A. No, I wasn't.

- A** Q. All right. You have also been asked by Ms Melly about telephoning [Location B2] to enquire about [Person V2].
- A. Yes.
- Q. Now, when you telephoned the number that you had for her, which address did you think you were calling?
- B** A. I just felt I was calling somebody's home.
- Q. OK.
- A. House.
- Q. Do you remember what was said to you by the person who answered your call?
- C** A. I can't really remember now.
- Q. When you called that number and the person answered at the other end, did you get any impression of where that place was that you were calling?
- A. No, she just says hello and I just started talking and told them that – to take my number, tell her to ring me.
- D** Q. You have been asked about your brother, [REDACTED] ---
- A. Yes.
- Q. --- and whether or not you are in contact with him now, all right? And just going back to the time when you were at Sid's with your brother, [REDACTED]. What was your relationship with [REDACTED] like then?
- E** A. It was OK then.
- Q. Right.
- A. Quite good.
- Q. What is it like now?
- F** A. Not as good. I don't really see him. I never seen him hardly.
- Q. How long ago did you relationship with [REDACTED] change?
- A. Four or five years now.
- Q. When you say it's not good, what's not good about it?
- A. Don't really get on much no more. He's always alcohol and drinking and stuff.
- G** Q. You were asked about the get togethers that [REDACTED] had at [REDACTED] So, your family home. And you said that you didn't go to his get togethers, all right? In answer to questions. So, how is it you were aware that [REDACTED] had get togethers at your family home in [REDACTED] at all?
- A. Sometimes his friends used to go ---
- H** Q. Right.

**A** A. --- past my floor, middle floor upstairs to him.

Q. You have also been asked about your interviews and why it was you didn't say to the police during the course of your interviews that you knew [Person A] and that there had been these issues between you, all right? Now, when you were first interviewed in October of

**B** 2016, what memories did you have then of your contact with [Person A1]?

A. Very vague. I didn't know exactly who they were on about.

Q. When it came to the interview in January the following year, 2017, when you were asked questions after she had identified you as Billy Jo Jo, what memories then did you have of your contact or relationship with her?

**C** A. I had been thinking a lot after that time. I had – I was quite stressed out, so I had been thinking quite deeply. So, I did recollect some little bits and bobs of knowing her.

Q. OK. But in that final interview that you have been referred to, all right, after you had been identified by her and when you said, "No comment" to the question, "Do you know [Person A]?" In that interview, what memories did you have then of your contact that you had had with [Person A1] and any interaction between you both?

**D** A. Very little.

Q. OK. Does your Honour have any questions?

JUDGE DURHAM HALL: No, I don't. Thank you so much. Thank you very much indeed. Thank you. Would you like to take your seat again, please? Thank you.

**E** (The witness withdrew)

JUDGE DURHAM HALL: Very good.

MS KELLY: The next witness I call is Imitis Bibi. Your Honour, this witness requires an interpreter and there is an interpreter present and that is Mr Kamran Asan.

**F** JUDGE DURHAM HALL: Lovely. And who is this witness? This is – this is ---

MS KELLY: Izar Hussain's mother.

JUDGE DURHAM HALL: I see. Thank you very much. Is it Tuesday? Thank you. Yes. Good morning.

INTERPRETER: Good morning.

**G** JUDGE DURHAM HALL: Thank you. Good morning. Thank you. No problem.

INTERPRETER, Affirmed

JUDGE DURHAM HALL: Yes, yes, I understand.

IMITIS BIBI, Affirmed

JUDGE DURHAM HALL: If you – if you – don't hesitate to lead where you can ---

**H** MS KELLY: Thank you.

**A** JUDGE DURHAM HALL: --- with Ms Melly's oversight.  
MS KELLY: Yes. Thank you very much.  
JUDGE DURHAM HALL: We know the issues.  
MS KELLY: Yes.

**B** JUDGE DURHAM HALL: All right.  
MS KELLY: Thank you.

Examined-in-chief by MS KELLY

MS KELLY: What is your full name?  
WITNESS: Imitis Bibi.

**C** MS KELLY: Just before I ask any questions, do you want to just move that file out of the way and put it behind, so there's no distraction. Thank you very much. It is right, isn't it, that you are the mother of Izar Hussain?  
INTERPRETER: Yes.  
MS KELLY: And your family home is in Bradford in [REDACTED].

**D** INTERPRETER: Which road was it, sorry?  
MS KELLY: [REDACTED].  
INTERPRETER: That's right, on [REDACTED].  
MS KELLY: Between the years 2009 and 2011, is it right that Izar Hussain, your son, also lived at that address with you?

**E** INTERPRETER: That's correct, he used to live there.  
MS KELLY: And during that time when your son, Izar Hussain, was living there, were you ever aware of a white female called [Person A] being at that property?  
INTERPRETER: No.

**F** WITNESS: No.  
MS KELLY: Did you ever see a white young female at that property while your son was there?  
INTERPRETER: No.  
WITNESS: No.

**G** MS KELLY: Have you ever seen a white young female running out of that property in a distressed state past you?  
WITNESS: No.  
MS KELLY: I have no further questions. If you would like to wait there, there will be some questions.

**H**

**A** JUDGE DURHAM HALL: I don't think anybody else will have a question except you, Ms Melly.

MS MELLY: No.

JUDGE DURHAM HALL: Thank you.

**B** MS MELLY: Thank you.

Cross-examined by MS MELLY

MS MELLY: Do you know what the allegations are that your son faces?

INTERPRETER: The allegation is something to do with a female.

MS MELLY: Do you know any more than that?

**C** INTERPRETER: Nothing else. That's all I know. This accusation is of this female.

MS MELLY: Do you know a man called Parvaze Ahmed?

INTERPRETER: Yes, I know him. I know him from childhood. He is my – [REDACTED], my son's friend.

MS MELLY: Which one of your son's friends?

**D** INTERPRETER: [REDACTED] is my son and he was his friend.

MS MELLY: Does [REDACTED] have another name? Does he have a nickname?

INTERPRETER: Not that I know of. I named him [REDACTED] and we call him [REDACTED].

MS MELLY: All right. Thank you. Are you still in touch with all of your children?

INTERPRETER: No. He has been gone for eight years from my house.

**E** MS MELLY: For eight years, your son?

INTERPRETER: Yes.

MS MELLY: And you haven't seen him for eight years?

INTERPRETER: That's right, I haven't – I haven't seen him and I haven't had any contact

**F** either.

MS MELLY: Do you still see your grandchildren?

INTERPRETER: No, I have no contact with them.

MS MELLY: Do you tend to go out in the evening or did you about 2010, 2011?

INTERPRETER: Yes, I do go out. Yes, absolutely. I go out for shopping, food shopping et

**G** cetera.

MS MELLY: Anywhere else?

INTERPRETER: My mother wasn't well. I used to go and see her in Shipley.

MS MELLY: All right. And have you come back and found that there were parties? Your sons were having parties in your house?

**H** INTERPRETER: Sorry, just repeat that?

**A** MS MELLY: When you came back from being out, did you ever find them having parties in your house?  
WITNESS: No.  
INTERPRETER: No.

**B** MS MELLY: Were there ever parties in your house?  
INTERPRETER: No, never.  
WITNESS: No.  
MS MELLY: Did you ever find empty bottles of alcohol or cans of beer?  
INTERPRETER: I once noticed – once or twice in the – in the rubbish.

**C** MS MELLY: Have you ever spoken to your son, Izar Hussain, about drinking alcohol?  
INTERPRETER: He went on holiday and when he returned ---  
MS MELLY: Yes.  
INTERPRETER: --- he had lost some weight. So, I asked him – I asked him why has he lost weight.

**D** MS MELLY: Yes?  
INTERPRETER: And then he told me that he had been drinking a little.  
MS MELLY: Have you had any other conversations with your son about drinking alcohol?  
INTERPRETER: No, I haven't asked after that.  
MS MELLY: That is the only conversation?

**E** INTERPRETER: Yes, I asked him, "But why have you gone – why have you lost weight or gone weak?" And he said, "Because I have been drinking a little."  
MS MELLY: Did he ever tell you that he smoked cannabis?  
INTERPRETER: No, he doesn't smoke cannabis.

**F** MS MELLY: How do you know that?  
INTERPRETER: I know that my son does not smoke it.  
MS MELLY: Is that because that is what he has told you?  
INTERPRETER: Look, I haven't mentioned it to him but I am certainly aware that he doesn't smoke it.

**G** MS MELLY: All right. Thank you. And do you love your son very much, Mrs Hussain?  
INTERPRETER: Yes, he is my youngest son.  
MS MELLY: Thank you very much. Thank you.  
MS KELLY: Does your Honour have any questions?  
JUDGE DURHAM HALL: No, thank you.

**H** MS KELLY: Thank you.

**A** JUDGE DURHAM HALL: Thank you. Mr Interpreter, thank you.  
INTERPRETER: You are welcome.  
JUDGE DURHAM HALL: Express my thanks to Mrs Bibi. Thank you both.  
(The witness withdrew)

**B** MS KELLY: I call Mohammed Iqbal Khan.  
MOHAMMED IQBAL KHAN, Affirmed  
Examined-in-chief by MS KELLY

Q. What is your full name?  
A. Mohammed Iqbal Khan.

**C** Q. How old are you?  
A. 43.  
Q. Are you the oldest brother of Izar Hussain?  
A. I am, yes.

**D** Q. [REDACTED] is where your family home is, is that right?  
A. That's correct.  
Q. Between the years 2009 and 2011, were you living there?  
A. No.  
Q. Right. Did you visit there?  
A. Occasionally, yes. My parents live there, so I go visit them, yes.

**E** Q. Do you have a nickname?  
A. Not really, no. Iqbal is my name.  
Q. Right. Iqbal is your name. Is it ever shortened to anything else?  
A. Icky sometimes but just with a few people, really. Nothing ---

**F** JUDGE DURHAM HALL: Is that the answer you wanted?  
MS KELLY: Well, I have the answer.  
JUDGE DURHAM HALL: I mean, in the sense, does he have a nickname?  
MS KELLY: Yes. Icky.  
JUDGE DURHAM HALL: Icky.

**G** MS KELLY: Yes. On the 8<sup>th</sup> of June of 2017, the police came to your home address, didn't they, to take a statement from you?  
A. That's correct, yeah.  
Q. And was that the [REDACTED] or a different address?  
A. No, my home address. [REDACTED]

**H** Q. OK. And they did take a statement from you on that day, didn't they?

- A**
- A. That's right, yeah.
- Q. And the police were there to ask you questions about your brother, Izar Hussain, is that right?
- A. Yes, that's correct.
- B**
- Q. And they were also there to ask you questions about whether or not you could remember an incident when you dragged your brother from a girl, right?
- A. Yes, yes, that's right, yes.
- Q. You remember them asking you that?
- A. Yes, yes.
- C**
- Q. And asking you whether or not thereafter you had an altercation with your brother?
- A. That's correct.
- Q. And they asked you whether or not you then took that female to a hotel in Thornbury.
- A. That's correct, yeah.
- Q. And was that something that happened or not, Mr Khan?
- D**
- A. Not at all.
- JUDGE DURHAM HALL: Sorry, I beg your pardon? What didn't happen? The police spoke to him.
- MS KELLY: Right, sorry.
- JUDGE DURHAM HALL: Good, thank you.
- E**
- MS KELLY: But he has agreed the police spoke to him.
- JUDGE DURHAM HALL: I couldn't hear.
- MS KELLY: Right. Forgive me. As I understand it, as I was asking you what the police were speaking to you about ---
- F**
- A. Yes.
- Q. --- you agreed that is what they were talking to you about.
- A. That's right, yeah, that's what they were talking about, yeah.
- Q. So, you have agreed the police came to speak to you about your brother, Izar Hussain.
- A. Yes.
- G**
- Q. And about whether or not there had been an incident where you had dragged him off a girl, had an altercation with him ---
- A. Yeah.
- Q. --- and then driven the girl to Thornbury.
- A. That's right, yeah.
- H**
- Q. That's what they came to ask you specifically about.

- A** A. They were the questions that they asked me, yeah.  
Q. Right.  
JUDGE DURHAM HALL: May I – may I intervene, only to this extent and I am sorry if I ever seem ratty but Mr Khan, we're not – we are very grateful to you being here.
- B** A. No problem at all.  
Q. But if the jury can't hear, what is the point?  
A. OK.  
Q. OK? Do you understand me?  
A. Yes, I do.
- C** Q. So, you give them a real shouting to, all right?  
A. I will do now, yes. No problem at all.  
MS KELLY: All right. So, you agree, is this right, that the police came to see you at your home address?  
A. That's right, yes.
- D** Q. To talk to you about your brother, Izar Hussain.  
A. They did, yes.  
Q. Specifically to ask you whether or not you remember an incident where you dragged him off a girl.
- E** A. That was a question that they asked me, yes.  
Q. And whether or not you had an altercation with your brother after that.  
A. That was another question they asked me.  
Q. And whether or not you then drove the girl to a hotel in Thornbury.  
A. That was the third question they asked me, yes.
- F** Q. And so, in relation to that incident that the police were asking you about, what was your answer to it, whether it happened or not?  
A. My answer was I don't know anything about that, I have never seen that person before in my life and basically, I just don't know anything about, you know, that person or giving a lift or anything like that. I have never seen that person before in my life.
- G** Q. Now, you've said you didn't see that person or you haven't seen that person before in your life. Is it correct that on this same occasion that the police were there to take a statement from you, they actually showed you two photographs of a person called [Person A]?  
A. That's correct, that's what they said, yeah.
- H** Q. I am just going to pass to you the two photographs you were shown and the usher is –  
H thank you. So, those are the two photographs you were shown.

- A**
- A. Yes, that's correct.
- Q. Do you want to just hold them up so that everybody can see them? I don't know whether your Honour wants to see them close up for now.
- MS MELLY: I have got copies.
- B**
- MS KELLY: I do have copies but I just think for this exercise if strictly necessary, they can be passed round if necessary.
- JUDGE DURHAM HALL: Just – just hang on for the moment.
- MS MELLY: Yes.
- JUDGE DURHAM HALL: Just maybe – can the jury just – I'm all right, I'm fine. Do they
- C**
- jury know what we are looking at?
- MS KELLY: The two photographs of [Person A] ---
- JUDGE DURHAM HALL: OK.
- MS KELLY: --- that he was shown at the time. They can either be given copies or just the ones that are already in the pockets.
- D**
- JUDGE DURHAM HALL: What do you think? I'm sorry, it's a distraction but ---
- MS MELLY: But you have got copies.
- JUDGE DURHAM HALL: OK, look, ladies and gentlemen, if you want to see them later, he was shown two photographs of [Person A1]. Are you happy with that? Good. Thank you.
- MS KELLY: And the – the photographs say the name, [Person A] and one is taken in 2008
- E**
- and one is taken in 2010, is that right?
- A. That's right, yeah, yeah.
- Q. So, when you were shown those photographs of [Person A] ---
- A. Yeah.
- F**
- Q. --- did you recognise her or not?
- A. Not at all. I have never seen this person before in my life.
- Q. Had anything ever happened at the [REDACTED] where you ended up having an altercation with Izar Hussain over a girl ---
- A. No, no.
- G**
- Q. --- or not?
- A. No chance at all. Never.
- Q. Right.
- A. Never, no.
- Q. If you would like to wait there, Mr Khan, there will be some more questions.
- H**

Cross-examined by MS MELLY

- A**
- Q. Thank you. Have you ever gone by any other names, such as Immy?
- A. No, never.
- Q. And what about your brother, Izar, what names have you used for him?
- A. Izar. That's what I call him.
- B**
- Q. Nothing else? Have you heard other people call him other names?
- A. Not really, no.
- Q. When you say not really, have you?
- A. He is known by his name, like, Hussain or Junior, you know.
- Q. Have you heard people – what about Billy?
- C**
- A. Very rare, very rare.
- Q. Who calls him that?
- A. A few of his friends.
- Q. Who?
- A. I don't know many of his friends but if – you know, it's just one of them.
- D**
- Q. Yes, who?
- A. Who?
- Q. Yes.
- A. What do you mean by who?
- Q. What – you don't know what who means?
- E**
- A. I know what who ---
- Q. What are the names of the people?
- A. I know what who means but ---
- Q. Yes.
- F**
- A. --- you know, that doesn't make sense to me, who? You know.
- Q. But who calls him Billy?
- A. Well, I don't know who calls him Billy. Who is supposed to call him Billy?
- Q. But you've just said you've heard people call him Billy. I just wonder who.
- A. Occasionally. I mean, maybe one or two of his friends but you know, I don't know
- G**
- his friends' names and some of his friends might have called him Billy.
- Q. Yes, I am just asking you, who have you called – seen or heard call him Billy?
- A. I don't know. I can't even remember the last time I heard someone call ---
- Q. Sorry, the jury can't hear you.
- A. I don't remember the last time somebody called him Billy to be honest with you.
- H**

- A** Q. But if any – all those times you have heard him called Billy, just name who has called him that.
- A. What do you mean all these times? I don't understand, you know, what you mean by that.
- B** Q. Well, any time. Any of the people you have called him Billy, who have – just name them.
- A. Well, a few of his friends.
- Q. Yes.
- A. You know, just ---
- C** Q. Name?
- A. I don't know.
- Q. Sorry?
- A. What do you mean by names?
- Q. What – what – like ---
- D** A. His name or?
- Q. The people who have used – who have called him Billy, what are those people's names?
- A. As I said, it's been quite a long time since somebody has called him Billy in front of my face because it's very, very rare I see him anyway. You know, I'm always busy doing my own things with my own family. Very, very occasionally I see my brother and basically, it's just like, "How you doing? You all right?" And he asks me, "How you doing?" "I'm all right." And that's it, we just go our own ways. You know, we don't walk about in the streets together. Very, very rare we hang about together. Very, very – you know, it's just one of them things. We're busy with our own lives.
- E** Q. Why don't you want to tell the jury the people's names?
- A. It doesn't – ■■■, you know, one of his street mates that he used to go to school with.
- Q. I'm just wondering why you didn't want to just tell the jury.
- A. Well, it doesn't make sense to me. You know, like ---
- F** Q. Yes, I know, I know but ---
- A. But anyway, OK, there's a lad called J■■■, who lives in the street, who he used to go to school with. I think they were in the same class and I have heard him call my brother Billy a few times when they've met in the street. And besides that, ■■■, who is a taxi driver, who lives in the street, I have heard him call him Billy because he used to go to school with his brother as well.
- G**
- H**

- A**
- Q. What about the men in this case though? You've met them before.
- A. Yeah, I know some of them, yeah.
- Q. Who do you know?
- A. I know Parvaze.
- B**
- Q. Yes.
- A. And that's it, really and ---
- Q. What do you mean by really?
- A. And that gentleman over there but I'm not sure what his name is. Sid.
- Q. You know Sid?
- C**
- A. Sid, yeah.
- Q. Parvaze been to your house?
- A. To my family house or?
- Q. Well, any of the houses. Don't play for time. Just tell them. Has Parvaze been to your house?
- D**
- A. Not that I've seen him there. I've never seen him there, no.
- Q. Your family house?
- A. I've never seen him there.
- Q. How does your mum know him?
- A. He's a neighbour.
- E**
- Q. And how do you know – what do you call him?
- A. What do I call him? I call him Pav.
- Q. What does he do for a living?
- A. I don't know. It doesn't concern me.
- F**
- Q. Does your brother, Izar, drink alcohol?
- A. I believe he does, yeah.
- Q. Has he told you that?
- A. He hasn't told me but I've – I know he does.
- Q. How?
- G**
- A. How do I know he drinks? I've seen him. You know, you can tell sometimes when somebody has had a few drinks and when I've seen him on a few occasions here and there.
- Q. You have seen him out drunk?
- A. Not drunk, as drunk but you know, I've smelt it on him.
- Q. What about taking drugs?
- H**
- A. No, I don't know about that. I know he smokes cigarettes.

**A**

Q. When's the last time you saw your brother, [REDACTED]?

A. [REDACTED], I saw yesterday.

Q. Where did you see him?

A. He came to my house to visit my son, just returned back from holiday.

**B**

Q. And before that?

A. Before that, maybe two weeks ago. He's not well, so I don't see him much. I try to stay well away from him because he's a little bit mentally disturbed.

Q. Thank you very much.

JUDGE DURHAM HALL: Thank you.

**C**

Re-examined by MS KELLY

Q. Mr Khan, did you ever socialise with your brother, Izar Hussain and his friends?

A. Maybe a lot of years ago, you know, three or four years ago. Sometimes occasionally, you know, when it's our Christmas or something like that.

Q. Right.

**D**

A. We might sit down, have a – you know, have a sit down together but you know, not really.

Q. And you've told us that you know Pav.

A. Yes.

**E**

Q. And you recognise Sid.

A. I do, yeah.

Q. How do you know Sid?

A. I know Sid well from years ago, from – through my other cousins, about 20 years ago, he used to come to a restaurant and I met him through there. So, just one of the lads who I just see occasionally, "Hi and bye," really. Never really socialised or anything.

**F**

Q. You were just asked about Benny, your brother.

A. Pardon?

Q. You were just asked about your brother, [REDACTED]

A. Yeah, [REDACTED] yeah.

**G**

Q. All right. And one of the things you said was you try to stay away from him.

A. Yeah.

Q. Why?

A. Because he's been locked up a few times. He can be a bit of a – I don't know. He's got a split personality. He's – sometimes he's OK, sometimes he's just not himself.

**H**

JUDGE DURHAM HALL: Who are we talking about?

**A**

MS KELLY: [REDACTED]

JUDGE DURHAM HALL: [REDACTED].

MS KELLY: When you said he's not well at the moment, what do you mean?

A. Well, he's been to Lynfield Mount on a few occasions. He's been ---

**B**

Q. What's Lynfield Mount?

A. Lynfield Mount. Mental hospital.

JUDGE DURHAM HALL: It's a local regional ---

A. Yeah.

Q. --- medium secure unit ---

**C**

A. Yeah, yeah.

Q. --- for the treatment of mental illness.

MS KELLY: And so, you said he's not been well. How long has he not been well for from your observation?

A. For the past few years now.

**D**

Q. Right.

A. About five years I'd say, roughly about.

Q. Does your Honour have any questions?

JUDGE DURHAM HALL: No, thank you. Very kind. All right. Thank you very much, Mr Khan. Thank you, if you'd like to leave us.

**E**

A. No problem. No problem, thank you.

(The witness withdrew)

MS KELLY: That's the case for Mr Hussain.

JUDGE DURHAM HALL: Thank you very much indeed, Ms Kelly. Ms Hertzog.

**F**

MS HERTZOG: Your Honour, Mr Ali will be exercising his right not to give evidence in this trial.

JUDGE DURHAM HALL: All right. And you don't need me to go into the question of ---

MS HERTZOG: No.

JUDGE DURHAM HALL: Yes.

**G**

MS HERTZOG: No, thank you.

JUDGE DURHAM HALL: I did it fully with, I think, Mr Frieze, didn't I?

MS HERTZOG: Indeed you did. Thank you.

JUDGE DURHAM HALL: All right.

**H**

MS HERTZOG: But your Honour, there is to be a couple of agreed facts that have been referred to before about the drive around with [Person A] to try and locate Sully's house. We

**A** are still in the middle of drafting those. I wonder if I can just leave my case open, please, until those have been finalised.

JUDGE DURHAM HALL: Sure. Yes.

MS HERTZOG: Thank you.

**B** JUDGE DURHAM HALL: That's all right, isn't it, Ms Kelly?

MS MELLY: Yes, thank you.

JUDGE DURHAM HALL: Ms Kelly. Ms Melly. Thank you. Now it's you, Mr Wilson.

MR WILSON: And I will be calling Mr Harris straightaway.

JUDGE DURHAM HALL: Thank you.

**C** KIERAN HARRIS, Affirmed  
Examined-in-chief by MR WILSON

Q. Now, I want you to keep your voice up. The ladies and gentlemen of the jury have to hear everything you say, as do I and the defendants at the back of the court.

A. No problem.

**D** Q. So, keep your voice up, all right? Can you give your full name to the court, please?

A. Kieran Harris.

Q. And what is your date of birth?

A. 11/04/1990.

**E** Q. Right. So, you are now 28?

A. Yes.

Q. And at the time of the events that we are concerned about, you would have been – which is November 2010 – late November 2010 to December 2010, you would have been 20 years of age, is that correct?

**F** A. Correct.

Q. As a bit of background, your family, how many brothers have you got?

A. Five brothers, two sisters.

Q. OK. And in 2010, were they residing or were you all residing in the same house?

A. Yes.

**G** Q. With your mum?

A. Yes.

Q. And your father?

A. Yes, that's right.

**H** Q. Now, your racial background, please, Mr Harris. Your father, what nationality is he or what racial background has he?

- A**
- A. British Muslim.
- Q. He's a Muslim?
- A. Yeah.
- Q. What? Pakistani or?
- B**
- A. Pakistani, yeah.
- Q. Your mother?
- A. English.
- Q. And you have taken the name Harris?
- A. Yes.
- C**
- Q. Why is that?
- A. Because I'm English.
- Q. Because you're English?
- A. Yes.
- Q. Right. I think your mother is in court today, is that correct?
- D**
- A. Yes, she's been here all through the trial.
- Q. Your current partner, who is that?
- A. [REDACTED].
- Q. [REDACTED]?
- A. [REDACTED]
- E**
- Q. And has she also been here for the majority of this trial?
- A. Yes, if she hasn't been attending work.
- Q. Now, how many children do you have?
- A. Two.
- F**
- Q. And what are they?
- A. A boy and a girl.
- Q. And the boy's age now?
- A. Eight.
- Q. And the girl's age now?
- G**
- A. Three years old.
- Q. And I think the boy, your son is by a previous partner, is that correct?
- A. Correct.
- Q. And I think his date of birth was the 24<sup>th</sup> of November 2010, is that correct?
- A. Correct.
- H**
- Q. Now, how long were you with your previous partner for?

- A**
- A. Around about five years.
- Q. And how long have you been with your current partner, [REDACTED]?
- A. Same. Around about five to six years.
- Q. All right. And is it right that you live in Dewsbury with your daughter and [REDACTED]?
- B**
- A. Correct.
- Q. And jobs, occupation. In 2010, were you in employment?
- A. Yes.
- Q. What as?
- C**
- A. A security officer working for Securitas.
- Q. All right. What is your current occupation?
- A. I work at – I work in a bed factory, Stonehouse Bed Company in (inaudible).
- Q. In where?
- A. (inaudible).
- D**
- Q. OK. And is it right that you are on unpaid leave because of this trial, is that correct?
- A. Yes.
- Q. You have, I think, three previous convictions, yes?
- A. Correct.
- Q. One when you – on the 25<sup>th</sup> of September 2006 and it is page 21 of the agreed facts. It was committed on the 11<sup>th</sup> of July 2006.
- A. Yes.
- Q. Would that be in Dewsbury Juvenile Court when you were 16, correct?
- A. Yes.
- F**
- Q. The next were driving offences, no insurance and no licence. And I think there was also a further one, which is not listed, which was failure to wear protective head gear.
- A. Yes.
- Q. It related to a motorbike, is that correct?
- A. That's correct.
- G**
- Q. And that's when – that was again at the Magistrates' Court, that would be Dewsbury Magistrates' Court when you were 18, yes?
- A. Yes.
- Q. And the final one, 19<sup>th</sup> of June 2013, battery, again dealt with at the Magistrates' Court against your ex-partner when you were 22.
- H**
- A. Correct.

- A**
- Q. Yes?
- A. Correct.
- Q. All those dealt with in the Magistrates' Court, yes?
- A. Correct.
- B**
- Q. Now, I want to ask you about people who have featured in this case and whether or – and how you know them, OK?
- A. OK.
- Q. First of all, Basharat Khaliq.
- A. Only seen him since this trial. I don't know of him. I just ---
- C**
- Q. Keep your voice up.
- A. I only knew him from this trial. I've never met him in my life.
- Q. So, before this trial, these proceedings, you have never known or spoken to Basharat Khaliq?
- A. Never.
- D**
- Q. Saeed Akhtar.
- A. Never. Just until this trial.
- Q. Yasar Majid.
- A. Never.
- Q. Naveed Akhtar.
- E**
- A. Never.
- Q. Izar Hussain.
- A. Never.
- Q. Parvaze Ahmed.
- F**
- A. Never.
- Q. Zeeshan Ali.
- A. Never.
- Q. Mohammed Usman.
- A. Never.
- G**
- Q. I was to ask you about Fahim Iqbal.
- A. OK.
- Q. Prior to these proceedings, did you know Fahim Iqbal?
- A. I know of him from the local area. That's it.
- Q. From Dewsbury?
- H**
- A. Yes.

- A**
- Q. And in 2010, did you know of Fahim Iqbal then? November ---
- A. I knew of him, yes, from the local area, yes.
- Q. When you say you knew of him, how did you know of him?
- A. Through a friend that I used to hang about with, they knew him more than rather me
- B**
- knowing him.
- Q. OK. So, would you ever go out with Fahim Iqbal?
- A. No.
- Q. Go drinking with him?
- A. No.
- C**
- Q. Go partying with him?
- A. No.
- Q. Go to clubs or anything like that?
- A. Never.
- D**
- Q. So, it is simply a question of you knowing of from through a friend, correct?
- A. Yes.
- Q. All right. [REDACTED], who is he?
- A. From what I know, he is Fahim's brother.
- Q. All right. And how well did you know him at the time in 2010?
- A. Same. I just know him from the local area through my friends. That's it. I just know
- E**
- him from the local area.
- Q. Somebody by the name of [REDACTED]. Did you know of him?
- A. I know from him from the local area, yes.
- Q. All right. And who is he?
- F**
- A. Fahim's cousin.
- Q. That is as you understand it.
- A. Yes.
- Q. [Person B].
- A. Don't know who she is.
- G**
- Q. [Person K].
- A. Don't know who she is.
- Q. And [Person A].
- A. Yes, I know her.
- H**
- Q. Well, we will come to her in due course. You told us that your son was born on the 24<sup>th</sup> of November 2010. So, we are going to events of late November, December 2010, OK?

- A**
- A. OK.
- Q. And was there anything out of the ordinary in terms of your son's birth?
- A. Yes, he was born six weeks premature.
- Q. And was this your first child?
- B**
- A. Yes.
- Q. Was he allowed to go home straightaway from the hospital after being born or were there – or did he have to stay in hospital?
- A. He had to stay in hospital.
- Q. So, how long was it after his birth that he was allowed to go home?
- C**
- A. Approximately three weeks, he was in there.
- Q. Approximately three weeks.
- A. Yes.
- Q. OK. And when he was in hospital, how often did you visit him?
- A. More or less every day.
- D**
- Q. More or less every day. Not every day but more or less every day.
- A. Yes.
- Q. Let's deal with [Person A], please.
- A. OK.
- E**
- Q. How did you get to know her?
- A. From my recollection, it was through Facebook.
- Q. And how did that come about?
- A. We had mutual friends.
- Q. And so, the way it works with Facebook is how?
- F**
- A. You select the – like, where it shows you a list of like, some people you may know. I think we had mutual friends in – in – like, in common and I think I selected the button where you accepted to see if you want to be friends.
- Q. All right. So, was it you who contacted her first of all or she who contacted you on Facebook? Can you recall?
- G**
- A. I can't recall but it possibly could have been me.
- Q. And why did you do that, do you think?
- A. Because I thought she's the same age, we might – with us having friends in common, I just thought it was someone who I could get on with around about the same age and that's it.
- H**
- Q. Did you exchange telephone numbers?

- A**
- A. We could have done but I don't know if it was through the Facebook.
- Q. You don't know if it was through Facebook but telephone numbers ---
- A. Yes.
- Q. Do you recall speaking to her or texting her on a telephone?
- B**
- A. Yes, I could have done, yes.
- Q. So, it was likely that you did exchange telephone numbers.
- A. Yes.
- Q. And how did you get to meet her?
- A. Can you repeat that question again?
- C**
- Q. How did you get to meet her? When was the first time you met her?
- A. She told me to come over through the – when – while we were talking on Facebook. We might have talked for one or two weeks and then she invited me over to her place.
- Q. All right. Keep your voice up.
- A. Yes.
- D**
- Q. In your interview at page 2, that is behind folder 12, 705 is the marker, you told the police that you thought it was Fahim Iqbal who introduced you to [Person A].
- A. Yes.
- Q. Why did you say that to the police?
- A. I was slightly confused because the first time when I went, he was already present in the house. That's why when I was in the interview, I was quite nervous and scared, I got my ways muddled up but he was already present. That's why I thought he introduced me.
- Q. Right. But your recollection now is that it was through Facebook.
- A. Yes.
- F**
- Q. Which I think you also said in interview.
- A. Yes.
- Q. Now, in your interview, page 4 at the bottom, you told the police that you weren't 110 per cent sure but that you were pretty sure that after your son was born, you didn't have any contact with [Person A].
- G**
- A. Correct.
- Q. You have heard the evidence in this case that [Person A] moved into an address in [Location E1] in Dewsbury on the 24<sup>th</sup> of November.
- A. Correct.
- Q. Did you ever meet [Person A] at any other address than the [Location E1] address?
- H**
- A. No.

- A**
- Q. No. So, knowing what you know now from the evidence that we've heard, do you think that you saw [Person A] before or after the 24<sup>th</sup> of November?
- A. I accept it must have been after the 24<sup>th</sup> of November.
- Q. And how often or how many times did you see [Person A]?
- B**
- A. Maximum of four to five times.
- Q. Four to five times?
- A. Yes.
- Q. And over what sort of period? How many days or weeks would that have been?
- A. Maximum of three weeks.
- C**
- Q. Maximum of three weeks.
- A. Yes.
- Q. Did you ever meet [Person A] at any other address or any other venue?
- A. No.
- Q. Now, when you went to [Person A]'s on these four or five occasions, did you go on your own?
- D**
- A. No.
- Q. Who did you go with?
- A. My friends at the time.
- Q. And who are they?
- E**
- A. A lad called [REDACTED] and a friend called [REDACTED].
- Q. Right. A lad called [REDACTED] and a friend called [REDACTED].
- A. Yes.
- Q. All right. And what religion are they?
- F**
- A. They are Muslim.
- Q. And are you religious at all?
- A. No.
- Q. And when you used to go to [Person A]'s address, how many other people would be there when you turned up?
- G**
- A. Sometimes there could be around about eight, nine people. Sometimes even more than 10 people in the house at the time.
- Q. And what was the reason for going to her address?
- A. Because the friends at the time, they couldn't drink in the local community with them being Muslim. I can drink and they always – they wouldn't be – they didn't want to be seen
- H**

- A** drinking or anything like that in the community. So, it was just purposely to go there, have a drink, maybe smoke or that's it.
- Q. Why couldn't you just go back to your parents' address?
- A. We did occasionally but it was my brothers and my sisters would be there and
- B** sometimes my mum and dad, you know, there would be too many people in the house and if I wanted to take three or four of my friends back, my mum and dad sometimes wouldn't allow it.
- Q. All right.
- A. It was just too much people in the house, basically. No space.
- C** Q. And what were people doing when you went round to [Person A]'s?
- A. Messing about, throwing stuff, drinking. Just basically being stupid lads just messing about.
- Q. And what happened when you were there?
- A. Nothing.
- D** Q. Nothing.
- A. Yeah.
- Q. Well, what were you doing there? What were you doing?
- A. I just maybe occasionally might have smoked some cannabis, might have smoked cannabis, bit of alcohol maybe, just normal drinks.
- E** Q. So, as far as you were concerned, did anything happen, other than messing about, drinking and smoking, anything happen at all that you can recall?
- A. Nothing significant, no.
- Q. In respect of Fahim Iqbal, did you ever go to [Person A]'s address with him or his
- F** brother or his cousin?
- A. No.
- Q. Did you see them at [Person A]'s address?
- A. Yes.
- Q. How many times when you visited did you see them at her address?
- G** A. Two to three times. Could have been more but I know two to three times, I did see them.
- Q. All right. And what happened? Did anything happen between you and Fahim and [REDACTED] or [REDACTED] on those occasions when you attended and they were there?
- A. Never, no.
- H** Q. Was there any falling out?

- A**
- A. No.
- Q. And who were you with?
- A. [REDACTED] and [REDACTED].
- Q. How long would you stay when you went to visit [Person A]'s?
- B**
- A. No more than an hour. Maybe 30 minutes.
- Q. And why was that?
- A. Because sometimes I would – it would be in line with going to see my son in hospital or I could have already gone in. People were just being stupid in the house and I just didn't like the atmosphere. I would get out of there.
- C**
- Q. Now, one of the allegations that [Person A] makes against a person she has named as Kieran is that on the first meeting, at the end of that meeting, that visit, Kieran asked her for a blowjob. Yes?
- A. Yes.
- Q. Is that true?
- D**
- A. No.
- Q. Do you know whether that happened or not?
- A. I don't know because it wasn't me, so I can't comment on that.
- Q. If it did happen, was that you?
- A. No.
- E**
- Q. From your recollection, what was the first time – when was the first time you went to [Person A]'s?
- A. What do you mean by that?
- Q. Right. There was a first time that you go to [Person A]'s, yes?
- F**
- A. Yes.
- Q. Had she asked you round?
- A. Yeah.
- Q. Who did you go with?
- A. One or two friends. The two friends what I stated.
- G**
- Q. Who else was there? Well, was there anyone there when you attended?
- A. Possibly, yeah. I think Fahim and his brother and his cousin and maybe some more lads but I didn't know their names.
- Q. So, you think Fahim was there on the first occasion that you ever attended [Person A]'s?
- H**
- A. I think so, yeah.

- A** Q. You think so?  
A. Yeah.  
Q. OK.  
JUDGE DURHAM HALL: I am sorry, Mr Wilson. Izar Hussain is sticking his hand up,  
**B** wanting to go, I think, to the lavatory, to the toilet.  
MR WILSON: I am quite happy for him to go ---  
JUDGE DURHAM HALL: Do you mind?  
MR WILSON: As long as it's not in court.  
JUDGE DURHAM HALL: Well, I would rather he didn't.  
**C** MR WILSON: I will just continue without him if he doesn't mind and his counsel doesn't mind.  
JUDGE DURHAM HALL: I'm sure he won't. Right. We were talking, please, about Fahim.  
MR WILSON: Yes. So, on the first visit that you recall, the first time you ever went round  
**D** to [Person A]'s, Fahim, you believe was there.  
A. Yes.  
Q. Can you be 100 per cent sure about that?  
A. No.  
**E** Q. No. On the second visit, [Person A] alleges that someone calling himself Kieran grabbed her by her hair and asked her to put something sexy on. Was that you?  
A. No.  
Q. Did that – such an incident take place when you were present at her address?  
A. Never, no.  
**F** Q. If it did happen, was it you?  
A. No.  
Q. She goes on to say on this occasion that she was having sex with Fahim and then there was a swap and she ended up being effectively raped by Kieran, yes?  
A. Yes.  
**G** Q. Did that ever happen whilst you were at [Person A]'s address?  
A. No.  
Q. Was that you that she is describing?  
A. No.  
**H** Q. Was there any occasion when you were there when Fahim Iqbal went off to have sex with [Person A]?

- A**
- A. No.
- Q. Did you rape her?
- A. No, I didn't.
- Q. If she was raped in the manner that she has described, was that you?
- B**
- A. Certainly not.
- Q. Are you aware of any occasion when [Person A] engaged in sexual intercourse with others when you were present at the address?
- A. No.
- Q. The third occasion she claims that Kieran and two others came round to her address, they spiked her drinks, Kieran raped her and during it, he took videos of her, which were later posted on a social network site. Was that you, Mr Harris?
- C**
- A. No.
- Q. Do you know whether or not something like that ever happened to [Person A]?
- A. Not in front of my presence, so I can't comment. It wasn't me, so I can't comment on that. It never happened in front of me.
- D**
- Q. The fourth meeting that she describes involving Kieran, he turned up with two friends, spiked her drink, she believes but because [Person K] was present, they left. Did it happen, Mr Harris?
- A. No.
- E**
- Q. Was it you?
- A. No.
- Q. Do you know if it ever did happen?
- A. I can't comment because I wasn't present or I just don't know nothing about it.
- F**
- Q. You were subsequently arrested by the police, weren't you?
- A. Yes.
- Q. Years later.
- A. Yes.
- Q. And the link is a telephone number ending 4994, yes? It is page 34 of the timeline, your Honour and for the benefit of the ladies and gentlemen of the jury. Because we know that the police examined [Person A]'s phone and found that number under the – in the contacts list under the name Kieran 2, yes?
- G**
- A. OK.
- Q. Right. And that phone was traced back to you, yes?
- H**
- A. OK.

- A**
- Q. What type of phone contract did you have at that time? Was it a pay as you go or was it a proper contract phone?
- A. Proper contract phone.
- Q. Was it registered to you at your then home address?
- B**
- A. Yes.
- Q. Right. Yes. You were first interviewed in respect of these matters on the 23<sup>rd</sup> of January 2016. It is right that you had a solicitor.
- A. Yes.
- Q. Prior to the interview, you had had disclosure or information about the allegations and who it was that was making the allegations provided to you and your solicitor by the police, correct?
- C**
- A. Correct.
- Q. And you had the opportunity to consult with your solicitor.
- A. Correct.
- D**
- Q. And have advice from him, correct?
- A. Correct.
- Q. Is it right that prior to the interview, there was a prepared statement drafted by your solicitor and given to the police?
- A. Yes.
- E**
- Q. And signed and dated by you?
- A. Yes.
- Q. When that prepared statement was made, you had obviously had chance to look at the disclosure provided by the police.
- A. Yes.
- F**
- Q. Did you know at that time that the person who was alleging things against Kieran was [Person A]?
- A. Yes.
- Q. And did you know who it related to?
- G**
- A. Yes.
- Q. And the prepared statement is behind divider 12 in the jury bundle. In that statement, you refer to [Person A] by name.
- A. Yeah.
- Q. Deny the offences or any sexual contact with her.
- H**
- A. Yes.

- A**
- Q. Yes?
- A. Yeah.
- Q. You were later interviewed on the same day, 23<sup>rd</sup> of November 2016 and save for reference to your gold teeth in that interview, you went no comment, is that correct?
- B**
- A. Yes.
- Q. And why did you make no comment during the course of that interview?
- A. Because I took the advice of my solicitor.
- Q. Right. You were then interviewed a second time that day on the 23<sup>rd</sup> of November 2016, which lasted 14 minutes and was essentially about telephone seize.
- C**
- A. Correct.
- Q. And I think you did answer questions in relation to that.
- A. Yes.
- Q. We then come to interview 3, the 26<sup>th</sup> of January 2017.
- A. OK.
- D**
- Q. Were you informed before that interview took place, the reason why you had been asked back for interview?
- A. Yeah.
- Q. And what was that?
- A. I had been identified by [Person A].
- E**
- Q. So, it was explained to you that the reason you had been asked back for interview is because you had been – you were told you had been identified by [Person A] as Kieran, yes?
- A. Correct.
- Q. Were you told at any stage prior to that interview or during it that [Person A] had also
- F** identified ██████████ as Kieran?
- A. No, I wasn't.
- Q. Were you told by the police that at the end of the identification procedure involving – which related to you, in respect of you and her identification of you, [Person A] had been asked, "How sure are you it's Kieran?" To which she replied, "I'm not sure anymore. I
- G** don't know anymore." Were you informed of that prior to the interview?
- A. No, no one said that to me.
- Q. But you gave a full interview.
- A. Yes, I did.
- Q. In which you explained how you got to know [Person A].
- H**
- A. Yes.

- A**
- Q. Why you used to go to her address.
- A. Yes.
- Q. Who you went with.
- A. Yes.
- B**
- Q. Why you went there.
- A. Yes.
- Q. And what you did there.
- A. Yes.
- Q. And you denied any sexual contact with her at all.
- C**
- A. Correct.
- Q. Any violence towards her at all.
- A. Correct.
- Q. And you say in terms during the course of that interview that what she was saying about you, because you were under the impression that that is what she was saying ---
- D**
- A. Yes.
- Q. --- her allegations weren't true.
- A. Yes.
- Q. They were lies.
- A. Yes.
- E**
- Q. And you didn't know what you could say.
- A. Yes.
- Q. Other than that, yes?
- A. Yes, yes.
- F**
- Q. What do you say about the allegations that are made by the prosecution against you that you raped [Person A] on two occasions and the other matters that we have referred to? What do you say about those allegations?
- A. It's not true, it's not me.
- Q. They didn't happen?
- G**
- A. They didn't happen.
- Q. If they did happen, was it you?
- A. No.
- Q. So, what do you say about [Person A]? Is she telling the truth or is she lying?
- A. Well, she is either lying or she's mistaken because it's not me.
- H**
- Q. Now, I want to refer now to your teeth, Mr Harris.

- A**
- A. No problem.
- Q. OK. Now, is it – you have got a number of gold teeth. Just smile, if you can, for – all right. Now, you have a number of gold teeth but can you tell me first of all when your upper left central incisor tooth was?
- B**
- A. 2007.
- Q. And that's which gold tooth? Can you point to it, please?
- A. This one.
- Q. So, that has been there since 2007.
- A. Correct.
- C**
- Q. And it was there in place, this gold one, in November, December 2010?
- A. Correct.
- Q. Now, I want to show you a photograph, please, which I think you downloaded from the internet.
- JUDGE DURHAM HALL: Thank you.
- D**
- A. Thank you.
- MR WILSON: And this is a photograph of you, dated the 16<sup>th</sup> of October 2010, correct?
- A. Correct.
- Q. And you are smiling. I'm sorry – sorry, the jury haven't got the photographs yet. And what do we see in terms of your mouth?
- E**
- A. Gold teeth, yes.
- Q. That's the gold teeth or gold tooth ---
- A. Yes.
- Q. --- that was – or the gold crown that was put in in 2007, yes?
- F**
- A. Yes.
- Q. On the 9<sup>th</sup> of March 2010, did you have another procedure at the dentist?
- A. Yes, I did.
- Q. And what was that to do?
- A. To put another gold teeth in.
- G**
- Q. And which gold tooth was that?
- A. The bottom right side.
- Q. Your lower right canine tooth, is that correct?
- A. Correct.
- Q. And I think it is fair to say that subsequently, you have had further gold crowns fitted.
- H**
- A. Yes.

- A**
- Q. But which are after the date that you would have been in contact or meeting [Person A], correct?
- A. Correct.
- Q. Tattoos.
- B**
- A. Yes.
- Q. Mr Harris.
- A. Yes.
- Q. At the time of your visit to [Person A], did you have any tattoos?
- A. Yes.
- C**
- Q. Which one?
- A. I have got my name written, Kieran at the side, on the right-hand side of my neck.
- Q. And how long had you had that tattoo on the right-hand side of your neck?
- A. I can't remember exactly but I've had it for quite a while.
- Q. From about 2001?
- D**
- A. Yes, yes.
- Q. And is it right that you also had at that time and in 2000 – up until 2012, a bent broken nose?
- A. Yes.
- E**
- Q. I think since you last saw [Person A], you have had a further tattoo put on your neck.
- A. Yes, I have.
- Q. And that is on the other side, correct?
- A. Left-hand side, yes.
- Q. Finally, can I ask you this? When did you last see [Person A]?
- F**
- A. Once my son was let home from hospital after the three weeks of him being in hospital, that was the last time – contact I had of her.
- Q. And why did you stop going round to see her?
- A. Because my son was at home and spending time with my then partner and my son.
- Q. All right. Thank you very much. Please wait there.
- G**
- A. No problem.
- JUDGE DURHAM HALL: Mr Iqbal.
- MR IQBAL: No, thank you.
- JUDGE DURHAM HALL: Mr Moulson? Ms Batts? Mr Frieze? Mr Bell? Ms Kelly? Ms Hertzog? Mr Dallas?
- H**
- MR DALLAS: Just one matter.

**A**

MS MELLY: Sorry, just before Mr Dallas does embark upon matters, I don't think he will be very long, am I right in thinking?

JUDGE DURHAM HALL: No, we're going to have a break after that.

**B**

MS MELLY: Yes. In order to just finalise some – some matters, if it doesn't cause the court grave inconvenience, then it might just be more prudent if we take the break at this stage and I can just deal with some documents.

JUDGE DURHAM HALL: OK. Haven't a clue, ladies and gentlemen.

MS MELLY: Sorry.

**C**

JUDGE DURHAM HALL: Ms – Ms Melly obviously perhaps wants a chat with others, so that's fine. Can we have an earlier break? All right. I think I have no option, really? Do you mind terribly?

MS MELLY: Sorry.

JUDGE DURHAM HALL: No, don't worry about it. It's fine. We would have had one very shortly. Thank you. See you in – yes, see you in 20 minutes, yes?

**D**

(The jury left court at 11.17)

[REDACTED]

**E**

[REDACTED]

**F**

[REDACTED]

**G**

[REDACTED]

**H**

[REDACTED]







A

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

B

[REDACTED]

(Short adjournment)

(The court reconvened at 11.45 in the absence of the jury)

JUDGE DURHAM HALL: Right. Thank you. Can we get Mr Harris back in? Yes? Yes?

(The jury entered court at 11.46)

C

JUDGE DURHAM HALL: Thank you. OK. Thank you. Mr Dallas.

Cross-examined by MR DALLAS

Q. Just one matter, Mr Harris. I am asking questions on behalf of Fahim Iqbal. You said that you knew him through a mutual friend, in short, is that correct?

A. Yes.

D

Q. Was that a young man called Izar?

A. No.

Q. Right. Who was he?

A. It was someone from the local area but I wouldn't class him as a friend now. He was someone that I knew at the time but he wasn't a part of my group.

E

Q. And what's the name, please?

A. Can you say that again, please?

Q. Sorry, the name of the mutual friend that you had in mind. What's his name, please?

A. I told you. [REDACTED] and [REDACTED] were the certain ---

F

Q. [REDACTED]?

A. Yeah, they were the two people who I used to hang around with at the time.

Q. All right. Do you know an Izar?

A. I do know him. I do know of someone called that, yeah.

Q. And knew at the time?

G

A. I don't know if it's the same one but I do know someone called that, yeah.

Q. Was there someone called Izar at that first party? That - that first time you went to [Person A1]'s flat.

A. From my recollection, there was Fahim, his brother and his cousin, [REDACTED]. That's it.

Q. Were there not other ---

H

A. There was other males but ---

- A**
- Q. --- people as [Person A1] said, whoever they may have been?
- A. There was other males but the only three I knew was the people who I went with and the people who was there present. I only recognised Fahim, his brother and his cousin, [REDACTED]. I don't know any of the other guys' names who was there present at the time.
- B**
- Q. So, if there was anyone there called Izar then you – you wouldn't have known that that was his name but there may have been other people there whose names you didn't know, is that right?
- A. Not correctly because if Izar was there, I would have been able to say he was there present at the time but I never saw him there.
- C**
- Q. Not the Izar you are thinking about.
- A. Yeah.
- Q. But – but – when you went that first time, you went with your two friends, didn't you?
- A. Yes.
- D**
- Q. And there were, you agreed there could have been other people there as well.
- A. Yes.
- Q. Did you tell anybody else that you were intending to go to the house that night? Did you tell them in advance?
- A. I don't understand what you mean.
- E**
- Q. When you decided to go to [Person A1]'s house with your two friends, did you go in a car?
- A. Yes.
- Q. Did you tell anybody other than those other two people that you were with that you were going to [Person A1]'s?
- F**
- A. No.
- Q. Do you know whether your two friends might have told anybody?
- A. I can't comment on that because I don't know.
- Q. Not in your presence then.
- G**
- A. Yeah.
- Q. Did they tell anybody in your presence, "There's a party on, are you coming round?" Or anything like that.
- A. No, not in my presence.
- Q. Fine, thank you.
- H**

Cross-examined by MS MELLY

- A** Q. Mr Harris, so that we understand, it is your case that it's possible that these things happened to [Person A] but you know that it wasn't you.
- A. Yes.
- Q. So, therefore, you are saying to the jury, "Well, either she is making up a deliberate lie against me or she is perhaps mistaken as to my identity."
- B** A. Yes.
- Q. That's how we understand your case, yes?
- A. Yes.
- Q. All right. Thank you. Let's deal with say, her lying first. That potential issue that you raise. That it's deliberate. She is deliberately saying that you, Kieran, have drugged her, spiked her, dragged her across the room, raped her and so forth.
- C** A. OK.
- Q. All right. It is not a mistake. From what you have told the jury, you have been to her property a number of times.
- D** A. Yes.
- Q. You have had no fallout with her.
- A. No.
- Q. You've had no – caused her no reason to particularly dislike you as opposed to any of the other men that were at her property.
- E** A. Correct.
- Q. No reason for her to lie about you.
- A. Correct.
- Q. Right. Thank you. Essentially, you would say that you went like many others, to her property, yes?
- F** A. Yes.
- Q. And in fact, others behaved badly in that property.
- A. Yes.
- Q. By throwing things around.
- G** A. Yes.
- Q. Doing anything else?
- A. Just – just being stupid. Just like, it wasn't really a nice place. Just like, messing about and stuff like that. Causing nuisance for the neighbours to report to the police.
- Q. I just want to understand what you mean by all of that, sort of shouting, what?
- H** Smashing things?

- A**
- A. Shouting, throwing bottles, maybe ---
- Q. Damaging [Person A1]'s property?
- A. Could have been, yeah. Maybe outside the house, like causing – so, the neighbours would phone the police and she would get reported.
- B**
- Q. And you saw that, you say?
- A. Well, sometimes in my presence but I left because I didn't want to be in that environment.
- Q. And then you went back?
- A. I didn't go back because I only used to go for half an hour to an hour.
- C**
- Q. You used to go for half an hour to an hour?
- A. Yeah.
- Q. So, did all this people throwing things around, causing a nuisance, did it happen once or more than once?
- A. From what my recollection, it could have been once, it could have been more than once but I do know there was one time when I was there, there was people messing about.
- Q. So, was there only one occasion that you can remember that people were messing about?
- A. From my recollection, there was once that I can remember but there was more – I think there was more times where people used to – did mess about.
- E**
- Q. So, overall, you think perhaps not specifically but you have a memory of that sort of behaviour happening on a few occasions.
- A. Yeah, maybe once or twice, yeah.
- Q. Well, that is what I am trying to understand and we keep going round in circles. You say you have got a memory, think it happened more times and then you say once or twice.
- F**
- A. Yeah.
- Q. So, what I am trying to understand is ---
- A. OK.
- Q. --- was there one occasion or more than one occasion where people were messing about and causing a nuisance?
- G**
- A. I can remember one occasion. I can remember one occasion definitely.
- Q. And was that the first occasion you were there?
- A. I can't be specific which occasion it was but there was one occasion when the police did get called.
- H**
- Q. When the police called?

- A**
- A. Yes.
- Q. And you were there when the police attended?
- A. Yes.
- Q. And gave your details?
- B**
- A. They didn't ask for details. They just told [Person A1] at the time to get everyone out of the house. She was being reported for noise, nuisance and like, just stupid behaviour. They escorted everyone out of the house and that was it.
- Q. And did you go back after that?
- A. Possibly. Not the same day but maybe a few days later or possibly yes, I could have
- C**
- done.
- Q. Well, help the jury. It's your memory. Would you – did you go back?
- A. Yes.
- Q. Right. So, you said that other people were behaving badly in that property but not you.
- D**
- A. Yes.
- Q. And despite the fact that police attended, you went back to [Person A1]'s property.
- A. Yes.
- Q. Right. OK. So, it would be fair to say then, wouldn't it, that you must have a very –
- E**
- you must have had a very clear recollection of who [Person A] was and what had gone off at her house?
- A. Yes.
- Q. Because it's not just another house party of somebody locally. It's a – an occasion where police were called because of the nuisance.
- F**
- A. OK.
- Q. So, you had a very clear memory of that, fair?
- A. You could say that, yes.
- Q. Well, I am asking you. Do you say that?
- A. Yes.
- G**
- Q. Did – yes. Thank you. And so, that memory that you have today, yes?
- A. Yes.
- Q. You had it back when you were spoken to about [Person A], yes?
- A. Yes.
- Q. Right. So, at the time that you are picked up by the police and that they – you know
- H**
- that they want to speak to you about [Person A], yes?

- A**
- A. Yes.
- Q. And they first speak to you about that in 2016.
- A. OK, yes.
- Q. Yes?
- B**
- A. Yeah.
- Q. You knew, didn't you, "I know that [Person A] girl. I've been to her house. In fact, the police have been there," and you could picture her, you could picture the house and that was all in your mind at the time you were interviewed by police.
- A. Yes.
- C**
- Q. Right. Thank you. Let's have a look then at what you were to tell them, OK?
- A. No problem.
- Q. This should be – I think we were using it in the large dividers – I am not sure that your barrister took you to it. So, you might not have opened it up, please, before. I can help you find the right place if you would like. I think we are at divider 12.
- D**
- MR WILSON: It is divider 12.
- MS MELLY: Do you know, I think actually we might just give you some assistance with that because they are tricky, those files.
- A. Thank you. Thanks. Thank you.
- E**
- Q. All right. Thank you very much, usher. Can you see the first document? It should be your prepared statement, rather than your interview. Thank you. Yes, there are a few images there as well. Towards the end of that section, we should be able to find the interview.
- A. I have it.
- F**
- Q. You have got it. Thank you. This is your statement, isn't it?
- A. Yes.
- Q. And that's your signature.
- A. Yes.
- Q. That you signed after you'd read it through.
- G**
- A. Correct, yes.
- Q. Yes, OK. And you knew then at the police interview that they were investigating sexual offences towards [Person A] and you knew the period of time.
- A. Yes.
- H**
- Q. All right. And you were prepared to tell the police this. "I have never had any sexual contact with [Person A]. I have never raped her nor have I been involved with any other

- A** person as to rape [Person A]. I deny the offences. I have read this statement prepared on my instructions and confirm the same as accurate.” OK.
- A. Correct.
- Q. Do you agree that at this stage, you weren’t prepared to put into that prepared
- B** statement the fact that you knew [Person A]? You were keeping your powder dry, if you know what I mean by that phrase. You weren’t prepared to accept having been to her house and late at night and with drinks. I think that’s fair. It’s just keeping it really open, isn’t it?
- A. OK.
- Q. Do you agree with that?
- C** A. If you would like to say that but I have said that I haven’t done it. I have not denied not knowing her. I have said that I know her.
- Q. You have said that you know her?
- A. Well ---
- Q. If you – could you just – could you point that out for me?
- D** A. I’ve not said that I know her but you know, I have denied the allegations.
- Q. So, you don’t accept that you were just sort of keeping it open at that point?
- A. Well, yeah, I was then. Yes.
- Q. Sorry?
- A. I accept that, yes.
- E** Q. You accept that.
- A. Yes.
- Q. OK. So, in November 2016, you wanted to – just let – see – see what the police could prove against you, really.
- F** A. If you want to put it in them words then yes.
- Q. Over the page, please. You were given the caution, yes?
- A. Correct, yes.
- Q. And you were asked a number of questions about how you knew [Person A1], weren’t you?
- G** A. Yes.
- Q. Whether you knew her, whether you had been to her house.
- A. Yes.
- Q. The circumstances of you going to her house.
- A. Yes.
- H** Q. Who else you knew.

- A**
- A. Yes.
- Q. Any connections, any sexual activity with her.
- A. Yes.
- Q. All right. Thank you. And in respect of each and every one of them, you made no
- B** comment.
- A. Correct.
- Q. All right. So, you agree you weren't telling the police at this stage back in November 2016, "OK, yes, I have been to [Person A]'s house." You were again, keeping your options open.
- C**
- A. Correct.
- Q. Right. And indeed – we can have a look, can't we? That they give you the description. "She has provided a description of you and what she says is that Kieran had a face that seemed right pointed."
- A. Yes.
- D**
- Q. Would you agree with that description of yourself?
- A. No.
- Q. "Pointed cheekbones and nose."
- A. No.
- Q. "Eyebrows pointed up."
- E**
- A. No.
- Q. "Hair cut not too long or short."
- A. No.
- Q. "At one point, he shaved it off."
- F**
- A. No.
- Q. You didn't?
- A. No.
- Q. Sorry?
- A. I've never shaved my hair off.
- G**
- Q. Do you keep it that – you keep it very short?
- A. Yes.
- Q. And shaved round the sides.
- A. Yes.
- Q. At one point – and that you had a scar through your eyebrow.
- H**
- A. I don't have a scar.

- A**
- Q. No. Have you ever – do you know that fashion there was a few years ago of a little nick in the eyebrow, removing the hair?
- A. Yes.
- Q. I think there is a term for that, isn't there? You might have to help me with that. But
- B** do you remember that though, a few years ago, a lot of people ---
- A. I know what ---
- Q. --- cut a little ---
- A. Yes, I know what you mean, yes.
- Q. --- bit of hair ---
- C**
- A. Yes.
- Q. --- in their eyebrow. Have you done that?
- A. From my recollection, no.
- Q. Sorry?
- A. From my recollection, no, I haven't.
- D**
- Q. Do you think might have? Rather than just saying no though, you say, "From my recollection." Do you think you actually just might have done that?
- A. It's not something what I would be doing, no.
- Q. But why do you answer it in that way then? Why don't you just say no?
- A. Because I – I've never done it the – never done it in the future, never done it in the
- E** past and from what I can remember, I have never done that.
- Q. But by using the phrase "from what I can remember" do you think you are just keeping it open just in case you might have done?
- A. No, I am just saying that I can't remember putting – doing that.
- F**
- Q. Right. OK. Now, what is interesting at this point is, at the time that you are sat there in November 2016 in that police interview, yes?
- A. Yes.
- Q. What is going through your mind is, "I do know [Person A]," yes?
- A. Yes.
- G**
- Q. "I have been to her house," yes?
- A. OK.
- Q. Well – well, is that right?
- A. Yes, yes, yes.
- Q. "And she knows me."
- H**
- A. Yes.

- A**
- Q. Yes? And you – that’s all whirring through your mind that actually, you know [Person A] and she knows you, yes?
- A. Yes.
- Q. OK. And then rather than go no comment, you say this. “What about my gold tooth and everything innit?” Can you see that?
- B**
- A. Yes.
- Q. And the officer says, “Sorry?” And you respond, “Nothing.”
- A. Yes.
- Q. OK. So, why do you say that then?
- C**
- A. Because I was advised of my solicitor.
- Q. No, why do you say, “What about my gold tooth and everything?”
- A. They’ve not said that in the description of me.
- Q. Sorry?
- A. She’s not said that in the description of me.
- D**
- Q. Yes.
- A. And I knew at the time I had gold teeth.
- Q. Yes. So, what you are pointing out to the police is that whilst you have sat there and said no comment when they have asked you if you know [Person A], yes?
- A. Yes.
- E**
- Q. Or she knows you, you have said no comment to the police, yes?
- A. Yes.
- Q. And then when they have asked you about the description, you have pointed out that she has missed something out of the description.
- F**
- A. Yes.
- Q. Right. And the purpose of saying that to the police was to make them think that actually, [Person A1] hadn’t properly described you, yes?
- A. Yes.
- Q. Right. And the point of making the police think that she hadn’t properly described you, yes?
- G**
- A. Yes.
- Q. Was to help you show that [Person A1] didn’t know you and you didn’t know her, yes?
- A. Yes.
- H**

- A** Q. Right. So, the – the reason for pointing that out was to try and make the police think that you didn't even know this girl, yes? We have just established that, Mr Harris. You have just accepted that that is why.
- JUDGE DURHAM HALL: Let him answer, please.
- B** MS MELLY: He did answer but with a verbal cue.
- A. I said that because in my description, she's not mentioned my teeth. That's the – that's the only reason why I've said she's not said my teeth, it can't be me.
- Q. Right, OK. So, you decided to answer some questions. You decided to speak in this interview, yes?
- C** A. Yes.
- Q. OK. And the one thing that you could have said and that you absolutely knew was right was that you knew [Person A1] and [Person A1] knew you.
- A. Correct.
- Q. And you chose, you chose not to say that, didn't you?
- D** A. Correct.
- Q. And you chose to raise the fact that she hadn't mentioned your gold tooth.
- A. Correct.
- Q. Thank you. And then they go on and even ask you how many you have, yes, at the end of that page?
- E** A. Yes.
- Q. "Harris refuses to state how many gold teeth he has."
- A. Correct.
- Q. Why didn't you want to tell the police that?
- F** A. Because I took the advice of my solicitor.
- Q. OK. And then you said, "No comment." And can you see the very last thing you say there, "I just know that is not me."
- A. Yes.
- Q. That is what you were telling the police in November 2016.
- G** A. Yes.
- Q. You were trying to make them think that you didn't know [Person A1] and [Person A1] didn't know you, yes?
- A. Yes.
- Q. Sorry?
- H** A. Yes.

- A**
- Q. Thank you. So, that was your state of mind in November 2016. OK.
- A. OK.
- Q. And you are next interviewed in – date wise anyway in January 2017, yes?
- A. This is ---
- B**
- Q. Turn on. So, you can have a look at the next interview. I am not keeping it sat from you. It is the same date though. 23<sup>rd</sup> of November 2016.
- A. No problem.
- Q. We will just deal with it briefly. You agree, don't you – you are saying you received the same advice to make no comment.
- C**
- A. Yes.
- Q. Yes. Before the interview started?
- A. Yes.
- Q. Yes. And do you agree that you did answer some questions?
- A. Yes.
- D**
- Q. And that it was your choice then which ones to answer and which ones not?
- A. By giving the advice of my solicitor, yes.
- Q. I don't understand that, Mr Harris. You answered some questions in the second interview.
- A. Yes, I did.
- E**
- Q. Yes. So, was it your choice to answer which questions you wanted to answer?
- A. Yes, off the advice of my solicitor.
- Q. What does, "Off the advice of my solicitor" mean?
- A. He told me to answer these questions.
- F**
- Q. In the interview?
- A. Not in the – before we went into the interview, he said, "They are going to interview about some items what they found in your house. You can answer these questions." I said, "OK."
- Q. "You can answer these questions?"
- G**
- A. Yes, yes.
- Q. I am just making a note of it. Thank you. So, that was the advice to answer the questions?
- A. Yes.
- Q. Did you receive advice to not answer the questions?
- H**
- A. No, because he said to me answer these questions.

- A**
- Q. They said to you answer these questions?
- A. Yes.
- Q. Before the interview commenced?
- A. Yes.
- B**
- Q. Right. Thank you. And on then to the 26<sup>th</sup> of January 2017 interview, please. Do you have that?
- A. Yes.
- Q. All right. So, at the start of this interview, they go through the allegations at the very start of that page. Can you see it?
- C**
- A. Yes.
- Q. And they summarise the previous interview and then indicate that you have made no further – “and he made no further comment.” All right?
- A. OK.
- D**
- Q. And then they ask you if there is something you want to add, change or clarify and you say this. “I want to give you my account because I didn’t know what I was getting done for at the first innit.” What do you mean by that?
- A. I just mean that I didn’t know what the allegations was about at the start.
- Q. I think people might be struggling to hear you.
- A. I didn’t know what the allegation was about at the start of the arrest procedures when they first arrested me on my first interview.
- E**
- Q. What was – what was it that you knew that had changed then between November ’16 and January ’17?
- A. I don’t understand the question.
- F**
- Q. I think you might do. Here. You said that it’s because you’ve got – you now understand it.
- A. Yes, because ---
- Q. So, what is it you’d had? What was different, the information?
- A. On my first interview, my solicitor told me to go no comment. They asked me questions, I went no comment. On my second interview, now he said, “Now give your account.” I gave my account.
- G**
- Q. Well, you didn’t, did – are we talking about the interview we have just looked at?
- A. No, I’m on about this interview.
- Q. No, sorry. I wasn’t asking you at all about your no comment advice, was I, Mr
- H**
- Harris?

- A**
- A. OK.
- Q. You know that. I was asking you – you explained that in the first interview, yes?
- A. Yes.
- Q. That you hadn't known what you had been getting done for.
- B**
- A. Yes.
- Q. OK. So, what had changed? What information had you received between November '16 and January '17 which meant that you now knew what you were getting done for?
- A. Because they said that – is this the interview where they said that she'd picked me out?
- C**
- Q. Sorry?
- A. Is this the interview when they said that she'd picked me out?
- Q. Is that what had changed?
- A. I think so, yes.
- Q. Has anything else changed?
- D**
- A. No.
- Q. Right.
- A. I think this is the interview where they said that she'd picked me, so now I gave my account.
- E**
- Q. Right, fine. Thank you. So, November 2016, you hadn't wanted to definitely admit that you knew [Person A], had you?
- A. No.
- Q. No. Then you get picked out on a video identification parade and you know that you can't keep going with this, that [Person A1] knows you and you know [Person A1], yes?
- F**
- A. Correct.
- Q. All right. And so now you have to answer the questions because you can't keep going.
- A. Correct.
- Q. Right. So, it isn't really anything to do with the fact that you didn't know what you were getting done for, was it? It was just the fact that you knew you had been picked out in an ID parade.
- G**
- A. OK.
- Q. Well, is that right?
- A. Yes.
- H**

- A** Q. Right. So, again, you were sort of lying here, weren't you, to the police to try and make out like you didn't even know what you were being done for but you had known, hadn't you?
- A. I've never lied.
- B** Q. You've never lied?
- A. No.
- Q. So, why do you tell the police you didn't know what you were getting done for when you did know what you were getting done for?
- A. Like I said, they told me that she'd picked me out, so I gave my account now.
- C** Q. Right. So, let's have a look at what you said about how you met [Person A] then. Because you have given the jury an account about meeting her on Facebook, haven't you?
- A. Yes.
- Q. All right. And so, presumably you'd seen her image, had you?
- A. Yes.
- D** Q. She was a very attractive young woman.
- A. You could say that but I wasn't attracted, no.
- Q. Sorry?
- A. You could say that but I wasn't attracted.
- Q. But do – do you disagree with that? That is what I am asking you.
- E** A. I don't disagree. She was attractive but ---
- Q. She was attractive.
- A. But I wasn't attracted to her, no.
- Q. So, there was an attractive girl that you did not find attractive?
- F** A. No.
- Q. And you formed that view on Facebook, from looking at the images on Facebook?
- A. I didn't think of looking at her picture and thinking, "I fancy her and she's attractive." What I thought was at the time, we had mutual friends and just maybe click on the button, see, you know, like you do on Facebook. You accept people, they accept you. That was it.
- G** It was never no interest of in attraction to her, it was just simply a click of a button because we had friends in common. That was it.
- Q. All right. You wanted somewhere to drink. Would that be fair?
- A. Yes.
- Q. You wanted somewhere where drugs could be taken at the property?
- H** A. Yes.

- A**
- Q. Were they?
- A. Like I stated, I might – I hold my hands up to smoking cannabis. I might have drunk alcohol, I might have smoked cigarettes but never touched anything else.
- Q. OK. Now, you understand, don't you, that part of [Person A1]'s allegation against
- B**
- you is that on one occasion, you attended her property along with or at the same time as Fahim Iqbal.
- A. OK.
- Q. Well, do you know that?
- A. Yeah, that's what she is alleging, yes.
- C**
- Q. Yes, yes, OK.
- A. Yes.
- Q. So, you know that that's [Person A1]'s allegation, that one of these charges that relates to you is on an occasion when Fahim was at her property and you were at her property, yes?
- D**
- A. Yes, yes.
- Q. OK. Firstly, do you accept that you have been at her property at the same time as Fahim Iqbal?
- A. Yes, I do.
- E**
- Q. You do? On more than one occasion?
- A. Yes.
- Q. Right. But your account to the jury, so that we understand it is that you have never – that that was just a coincidence that you were there at the same time as Fahim Iqbal.
- A. Yes.
- F**
- Q. Yes?
- A. Yes.
- Q. There's no connection between you two?
- A. No.
- Q. OK. And so, that was the position and that is [Person A1]'s account, yes?
- G**
- A. Yes.
- Q. Now, I just want to understand this from you. Are you saying then that it is just a coincidence that [Person A] said you are connected with Fahim Iqbal and you had committed this offence jointly with Fahim Iqbal and that in your interview, you tell the police that you had been introduced to [Person A1] through Fahim Iqbal.
- H**

- A** A. I was slightly confused. Like I said, when I first got there, Fahim was already there present with his brother and his cousin. I – like I said, I was nervous in my interview, my head was all over the place. The only – I thought he did but as I now think of it, he didn't.
- B** he was already in the premises when I got there. That's why when I gave the interview, my head was all over the place. That's why I said I thought Fahim had introduced me because he was already present.
- Q. So, let's deal with those two things then. You though – sorry, first of all, your head was all over the place in the interview and it was that that ---
- A. I never stated that I was sure.
- C** Q. No, sorry.
- A. I said I think.
- Q. You sure – OK. So, let's deal with that. That your head was all over the place.
- A. Yes.
- D** Q. OK. And it was the circumstances of that interview, was it, that had made you think that Fahim had introduced you to [Person A1]?
- A. It was a long time ago and I'm trying to recall an event from six, seven years ago. From my recollection, Fahim was already there, like I said. So, my words got muddled up and I said that I thought that he'd introduced me but now looking back at it, he was already present there, so he didn't introduce me.
- E** Q. We appreciate that that's your account today, Mr Harris, all right? But what I want to ask you about is one of the things you have said as to why your words got muddled up, Mr Harris, was that your head was all over the place.
- A. Yeah, I was scared. I was scared.
- F** Q. OK. So, let's deal with – let's deal with that firstly. Firstly, do you accept that you had had a couple of months in which you knew that you were under suspicion for sexual offences towards [Person A]?
- A. Yes.
- Q. Right. And you knew in those two months that you still hadn't admitted knowing
- G** [Person A], yes?
- A. Yes.
- Q. But that you were going to be interviewed or spoken again about what had happened.
- A. Yes.
- H** Q. All right. So, you had plenty of time, a couple of months in which you knew that was the situation, yes?

- A**
- A. Yes, yes.
- Q. You were interviewed on the 26<sup>th</sup> of January 2017.
- A. Correct.
- Q. It was not in the middle of the night, is it? 3 o'clock in the afternoon.
- B**
- A. Yes.
- Q. You had a solicitor with you.
- A. Yes.
- Q. You'd had time for a consultation beforehand with your solicitor.
- A. Correct.
- C**
- Q. You weren't put under any unpleasant pressure or interrogation by the police.
- A. No.
- Q. No. When you made that comment, you were just seven minutes into your interview.
- We can have a look.
- A. OK.
- D**
- Q. You see the time counter?
- A. Yeah.
- Q. OK. And again, you say that your head was all over the place and that's why your words got muddled up.
- A. Yes.
- E**
- Q. OK. Again, I just want to understand that. Are you saying that your words came out wrong or are you saying that actually, that didn't happen, you never had that thought?
- A. My words come out wrong.
- Q. Your words came out wrong?
- F**
- A. Yes.
- Q. OK. So, you simply said the words that you thought Fahim introduced you to [Person A1] and you never meant to say that.
- A. Yes.
- Q. Sorry?
- G**
- A. Yes.
- Q. OK. So, then I am going to ask you the question that we started off with on this point. You understand that part of the allegation is – from [Person A1] is that you are connected with Fahim and that certainly according to what she said on the video, you were together in the same room when Fahim – when you had sex with her. You know that's her allegation.
- H**
- A. OK.

- A**
- Q. OK.
- A. Yes.
- Q. So, her case ---
- A. Yes.
- B**
- Q. --- being that you and Fahim are connected, yes?
- A. OK, yes.
- Q. OK?
- A. Yes.
- Q. So, when you told the police that you thought that Fahim had introduced you to
- C** [Person A1] ---
- A. Yes.
- Q. Yes. And you are saying that's because your words got muddled up, yes?
- A. Yes.
- Q. Are we just supposed to deal with that as if that was just a coincidence then? It's a
- D** coincidence that you happened to muddle up your words, saying that you are connected and you have been introduced by Fahim. That is just really bad luck on your part that you happened to name the person that she says that you are connecting with?
- A. I apologise for that.
- Q. I just want to check. Is that what you are saying to the jury? That is a coincidence?
- E** A. Yes.
- Q. Right. Thank you. Because your case is that you are nothing to do with Fahim Iqbal, really.
- A. Correct.
- Q. All right. Thank you. You understand what the allegations are and that I suggest to
- F** you, Mr Harris, that you are – you were aggressive with [Person A].
- A. Never.
- Q. You were aggressive in her own home.
- A. Never.
- Q. Never?
- G** A. Never.
- Q. That battery on your partner was your aggression with a woman, wasn't it?
- A. Correct, yes.
- Q. And [Person A1] couldn't possibly have known about that, could she?
- H** A. No.

- A**
- Q. No. So, that you were aggressive towards her, you spiked her drink, didn't you?
- A. Never.
- Q. You recorded her.
- A. Never.
- B**
- Q. You swapped over after Fahim Iqbal.
- A. Certainly not.
- Q. You penetrated [Person A1]'s vagina when she didn't know that it was you.
- A. I wouldn't dream of doing this to no one. I'm not like this.
- Q. These parties, yes?
- C**
- A. OK.
- Q. That you were at her house.
- A. OK.
- Q. Just men there.
- A. Yeah. On some occasions, like I said, there was a girl there but I don't know her name.
- D**
- Q. But the rest of the people there were just men.
- A. Yes.
- Q. At [Person A1]'s house.
- A. Yes.
- E**
- Q. You did behave aggressively with her, didn't you?
- A. Never.
- Q. You did just use her sexually when you wanted to.
- A. Never.
- F**
- Q. She was scared of you, wasn't she?
- A. No.
- Q. This was all a ruse in your police interview, running identification, wasn't it? Trying to avoid detection for what you had done to her.
- A. Certainly not.
- G**
- Q. There was no question about her knowing who you was, was there? She knew who Kieran was, didn't she?
- A. I don't know if the Kieran she is specifically saying is in regards to me because it's not me. I've not done this. That's the only thing I can say to this matter.
- Q. You have been at her property, haven't you?
- H**
- A. I have. I hold my hands up, I've been there.

- A** Q. And you've been there with Fahim Iqbal, haven't you?  
A. I was there present while he was there. I didn't go with him.
- Q. Just dealing with the opportunities for her to see. You've said four or five times.  
A. Yes.
- B** Q. You have been at that house.  
A. Yeah.  
Q. You've spent the evening there.  
A. Not the evening. I spent half an hour to an hour tops. That was it.
- Q. Why would you only go there if you go there at night for half an hour?  
**C** A. I never mentioned night. It was always between like teatime ish. 5 or 6 o'clock.  
Never no later than that. Because if I went there and I didn't see my son, I would – me going there, I might have been going to hospital to see my son after, which is only a bit away from the address at the time. And there were some times when I didn't go to [Person A1]'s. I'd only been three to four times maximum. That was it.
- D** Q. Three to four times maximum?  
A. Yeah, four, five times. I've not been ---  
Q. Four, five times?  
A. Yeah.
- Q. For half an hour to an hour and have a drink? And you would go – that's what you went there for?  
**E** A. Not every time I had a drink. I had just drank normal drinks, smoked cigarettes.  
Q. Well, how many times did you drink there?  
A. I can't say how many times. Maybe once or twice.
- Q. Once or twice you went to drink alcohol?  
**F** A. Yes.  
Q. And so, what was the purpose then? You can smoke a cigarette a lot of places, Mr Harris. Why on earth would you go to [Person A]'s house if it wasn't to drink?  
A. Because the people who I was with, with them being Muslim, they wasn't allowed to drink in the community. They would always want to go to like, somewhere where they could have a drink and they wouldn't get seen by any of their family members or anyone in the community. I can drink and smoke wherever like. My parents know I drink and smoke. So, the sole purpose of me going to that address was because my friends was going. They needed somewhere to, like, have a drink and smoke in privacy without getting caught or anything.
- H** Q. Why did you have to go?

- A**
- A. I wish I never did now.
- Q. Why did you have to go?
- A. At the – at the time, they were my friends and I was hanging around with them.
- Q. Yes, but why did you have to go there with them? If you're not drinking, you are
- B** only going there for half an hour. You have got to ---
- A. I did ---
- Q. --- get to the hospital. Why did you go?
- A. I accept I did have a drink sometimes, if I was ---
- Q. You said it was only once or twice you went.
- C**
- A. Yes, some ---
- Q. Why did you go to the property if you weren't drinking?
- A. To get out the cold and be with my friends. That was it.
- Q. Sorry?
- A. To get out of the cold and be with my friends. That was it.
- D**
- Q. To get out of the cold? Where were you when you decided to go to her house?
- A. Might have been in the local area.
- Q. What? On the streets?
- A. Might have seen my friends and they might have said, "Let's go to [Person A1]'s." I
- E** don't know. I can't recollect that time.
- Q. You don't know why you went to [Person A1]'s house? Is that what you are saying?
- A. No, I went because my friends were going and they might have been having a drink at
- F** the time. They might have been – they might have just gone. It – there was never specifically times when they said, "We are going to have a drink." It was just – we would go there and you know, that – we might have got a drink, we might have smoked cigarettes, we might have smoked a bit of cannabis. That was it.
- Q. But are you telling the jury that the majority of the times you went to [Person A]'s house, you didn't drink and you didn't smoke cannabis?
- A. It was only four to five times I went. Out of the four to five times I went, I might
- G** have drunk alcohol and smoked cannabis maybe two or three times. There were sometimes I went there for half an hour to an hour. I might have smoked a cigarette. I might have not touched any alcohol. I was just there just literally because my friends went. I don't know what they were doing at the time. They might have had a drink. I might have not drunk every time.
- H**
- Q. So, four or five occasions and you drank one or two occasions, is that correct?

- A**
- A. Maybe, yeah. Maybe two times.
- Q. Maybe two times?
- A. I can't be specifically positive to say how many times I went and drank but what I am trying to say is yes, I did have a drink sometimes. There were sometimes I went there and I
- B**
- did not have a drink. There were other people might have been having a drink. I would have just been sat there. That was it.
- Q. All right. You – again, you go to [Person A]'s house four or five times, yes?
- A. Yes.
- Q. You don't – you don't fancy [Person A].
- C**
- A. I had a partner at the time and I was just having – my son was born, so I wouldn't look at another female like that.
- Q. Right. So, is that – you don't – you didn't go because you fancied [Person A], do you agree?
- A. I didn't have no sexual interest in ---
- D**
- Q. Right. So, you agree, yes?
- A. Yes, yes.
- Q. You didn't need to go in order to have a drink or smoke, because you could – you yourself had other places that you could do that, yes?
- A. Yes, I could, yes. But the friends who I was with at the time, they couldn't.
- E**
- Q. And it was difficult at [Person A1]'s house because there were people that mucked about.
- A. Yes.
- Q. Yes. And the police got called there.
- F**
- A. Yes.
- Q. Yes. I am struggling to think of what was in it for you, Mr Harris, for going there.
- A. No.
- Q. You went there and you went there in order to sexually abuse [Person A], didn't you?
- A. That is totally incorrect.
- G**
- Q. And that was the attraction.
- A. That is totally incorrect.
- Q. Now, when you were – were there, you would be in the same room as [Person A].
- A. Yes.
- Q. Yes? Lights would be on.
- H**
- A. Yes.

- A**
- Q. She would – you could be there for longer than your half an hour to an hour.
- A. Approximately an hour at the tops I stayed in that house. Not longer than that.
- Q. You knew her name.
- A. Yes.
- B**
- Q. She knew your name.
- A. Yes.
- Q. Yes. Thank you. Would you think the description, unpleasant or unflattering as it is, of evil pixey is – is fair in any way, Mr Harris?
- A. Not really, no, because I don't look like that.
- C**
- Q. You don't?
- A. No.
- Q. OK. And then just a couple of other things, really, arising from your interview, please.
- A. No problem.
- D**
- Q. Now, you have told us that you have started out in this interview, were you trying to tell the police that you didn't go there because you were visiting your son in hospital?
- A. Basically, 2010, the only significant thing what happened to me was my son's birth.
- Q. Yes.
- A. I knew that was around about the time. So, I tried to use his birth – his birth as a point of reference, basically, to help the police as much as I can and I knew it was around about that time. I wasn't saying I didn't specifically go after my son but I said I'm not sure but I used that as a point of reference to help the police as much as I could.
- Q. To help the police as much as you could?
- F**
- A. Yes.
- Q. Right. Well, let's have a look then, shall we? Page 4, please. "I used to hang about, – I'm about a third of the way down, all right?"
- A. Yes.
- Q. "I used to hang around – about in the house. Have a drink, you know, a smoke and that was it."
- G**
- A. Yes.
- Q. "Sometimes alcohol or normal drinks. Not every time. Not every time we drank alcohol, had a smoke. Sometimes you would just go inside and get out of the cold. Bit of cannabis but cigarettes. Deny taking drugs." And that's how you describe it, OK?
- H**
- A. Yes.

- A**
- Q. You say you never went alone to see her. “That’s what I’m trying to say. There were eight, nine people, 10 people in the house.”
- A. Correct.
- Q. Yes?
- B**
- A. Correct.
- Q. “The police, like, every time I was more or less there, the police, there would be like, many people in the house shouting and screaming. The neighbours would phone the police.”
- A. Yes.
- Q. “The police would kick you all out.” “That was it, so that,” – “So, the police would come quite often while you were there?” “Yes, I can remember a few times that the police were there and they would be like, ‘There’s too much noise’” and you would have to get everyone out and they would escort everyone out and that was it.
- C**
- A. Yes.
- Q. OK. So, multiple times the police there?
- D**
- A. I stated in my interview, yes.
- Q. Yes, but were there multiple times the police were there?
- A. From my recollection, reading this now, yes, there must have been more than one time the police ---
- Q. Well, can you now recall the police turning up more than once?
- E**
- A. Yes.
- Q. Right. And so, it must follow, mustn’t it, that you went back to that address after the police had been at the property, you still went back on a subsequent occasion to [Person A]’s address?
- F**
- A. Yes.
- Q. That must follow, mustn’t it?
- A. Yes, correct.
- Q. And that the evidence that you gave to the jury earlier of there only ever having been the police turn up there once is wrong.
- G**
- A. Slightly mistaken.
- Q. Well, is it wrong or right that the police were only there once?
- A. It’s not wrong, it’s just I’ve ---
- Q. It’s not wrong?
- A. I’ve not – it was a long time ago. I’m just trying to help you as much as I can.
- H**

- A** Q. Mr Harris, you started off saying the police went there once. You have been shown your interview where you say that the police were there multiple times.
- A. Yeah, that is ---
- B** Q. You have now said that you have a recollection, not just looking at your interview but you can actually remember that the police went there multiple times. So, I am asking you to confirm that the evidence that you gave that the police went only there once is wrong.
- A. Yes.
- Q. Right. Thank you. And so, what I was getting you to confirm, please, Mr Harris, is that the police attended [Person A]'s address when you were there.
- C** A. Yes.
- Q. And yet on another occasion, you went back to [Person A]'s house.
- A. Yes.
- Q. Right. And again, I am suggesting to you, Mr Harris, that there was, despite all the drawbacks of the police attendance, yes ---
- D** A. OK.
- Q. --- there was something in it for you to keep going back there, Mr Harris.
- A. No.
- Q. And the reason why you kept going back there was to sexually abuse and assault and use [Person A], wasn't it?
- E** A. Certainly not.
- Q. Right. You went on – and let's deal then with this explanation about your son and how you were trying to help the police as much as possible, because that is what you have told the jury, isn't it?
- F** A. Yes.
- Q. All right. Let's have a look. "Did you ever attend that property after your wife had the baby?" You say, "Well, first – look, I'm pretty – I'm not 110 per cent sure. I'm pretty sure that once my son was born, I didn't have no contact with her." Do you see that?
- A. Yes.
- G** Q. "Did you attend the property after your wife had the baby?" And you say this, "I am not 100 per cent sure but I don't think I did because like I said, my son was born on the 24<sup>th</sup> of November, he was born premature, he stayed in hospital for – I don't know, two weeks." I think you go on to say it could have been up to three. Yes, "Up to three weeks and until when we brought him out of hospital, I was more or less spending every day with my son.
- H** He was newly born. I was bonding with my son."

- A**
- A. Yes.
- Q. OK. So, there was a period, first of all, around this period of time when you were going to [Person A]'s then, yes?
- A. Yes.
- B**
- Q. Your wife was – your partner was first of all, very heavily pregnant, yes?
- A. Yes.
- Q. And then presumably in hospital with your son. She was in hospital with your son, yes?
- A. Yes.
- C**
- Q. Right. For a period of weeks.
- A. No, no, no, she gave birth and then she was allowed out the same day.
- Q. All right. And so, she was attending hospital every day to see your son.
- A. She used to live with my parents.
- Q. Yes.
- D**
- A. With me in my parents' house.
- Q. She lived with you in your parents' house.
- A. Yes, yes.
- Q. All right. And you – she went to the hospital independently of you every day, did she?
- E**
- A. No, no, we used – if I was out, I would ring her and I would say, “Are we going?” And we'd both meet up and go to the hospital.
- Q. And you did that, did you, from [Person A]'s house? You don't need to keep looking at your interview. You can just tell the jury.
- F**
- A. Yes, sometimes it was in line with that, yes.
- Q. It was in line with that?
- A. Yeah, I'd have gone there and then I went – might have went to the hospital afterwards.
- Q. Well, did you?
- G**
- A. Yes.
- Q. Right. So, you would be at – you would go round and where would you tell your partner you were going then?
- A. At the time, I might – I would have told her that I'm just hanging around with my friends. She would have known what I was doing.
- H**
- Q. Did you mention going to [Person A]'s? To a girl's house?

- A**
- A. Possibly, could have done, yes.
- Q. Well, did you? I'm just asking you. Did you?
- A. From my recollection, I can't remember but I wouldn't – she would have known that I was hanging around with my friend, yeah.
- B**
- Q. Yes. So, you tell her that you are going for a drink and a smoke.
- A. Yes.
- Q. You would?
- A. Yes.
- Q. And you would go off to this [Person A]'s house, yes?
- C**
- A. Yes.
- Q. Where there would be groups of men.
- A. Yes.
- Q. And no other women apart from one, yes?
- A. Yeah, not – yes.
- D**
- Q. Where there would be alcohol and drugs, yes?
- A. Cannabis, yes.
- Q. And the police would come on a regular basis.
- A. Yes.
- E**
- Q. Yes. And it was from – and you would go from there to the hospital with your wife to see your newborn son?
- A. I only ---
- Q. Is that right?
- A. I only went four to five times. So, he was in hospital for three weeks. So, not every
- F**
- time when I went to [Person A1]'s, I went to the hospital. Some – there might have been once when I was at [Person A1]'s, I went to the hospital but that time, I wouldn't have drunk. I would have been – you know, I might have smoked a cigarette. I wouldn't have touched alcohol that time. I would have gone to the hospital but there was some times when – he was in hospital for three weeks. So, I've only been four, five times. So, out of three weeks, I've
- G**
- not been at her house every time I've been to the hospital, have I?
- Q. That is your account?
- A. Yes.
- Q. Right. So, that – did you tell the police that actually, you had a recollection of going to see [Person A1] at the time that your son was in hospital?
- H**
- A. Can you rephrase that?

- A** Q. Well, you have told the jury, haven't you, that you actually have memories of being at [Person A1]'s, choosing not to drink because you were going ---
- A. I didn't – yes.
- Q. --- from there to the hospital with your partner.
- B** A. Yes.
- Q. Right. So – and you had memories of that when you were interviewed in 2017.
- A. Yes.
- Q. Yes. Why didn't you tell the police about that?
- A. I did in a way but I didn't specifically lay it out. I just said that I would ---
- C** Q. Yes, but that is what I am asking you, really.
- A. --- have visited my son in hospital.
- Q. Right. But why don't you tell the police when they are asking you about contact with [Person A] that actually, you used to go there and then go see your son in hospital. That could help with the dates. You know, you are telling us – you're telling the police everything – what – that you can, are you?
- D** A. Yes.
- Q. Well, why didn't you tell them that then?
- A. I apologise I didn't tell them that.
- E** Q. And in fact, you tell the police, don't you, that really you stopped – you didn't have contact after your son was born.
- A. Yeah and I accept that I must have gone after the date my son was born. Still in my recollection, I still think I didn't go after my son was born but it's showing that she moved into the address on the 24<sup>th</sup> of November. So, I accept I went after the 24<sup>th</sup> of November.
- F** That's it.
- Q. You were trying to create a false impression, really, for the police, weren't you?
- A. No.
- Q. As if, you know, "I wouldn't have gone there after I'd had my son."
- A. No.
- G** Q. Do you think that was the type of impression you were going to give to the police?
- A. No.
- Q. Just finally then, please, about the tattoos and so forth.
- A. No problem.
- Q. One tattoo on your neck.
- H** A. Yes.

- A**
- Q. On one side.
- A. Yes.
- Q. What does it say?
- A. Kieren.
- B**
- Q. Sorry?
- A. Kieren.
- Q. Which one?
- A. My right side of my neck.
- Q. On your right side of your neck?
- C**
- A. Yes, Kieren. K-I-E-R-E-N.
- Q. Has it always said that?
- A. Yes.
- Q. Never said anything else?
- A. No.
- D**
- Q. And what about the other side?
- A. It is a picture of a face with like, a broken glass piece.
- Q. Sorry?
- A. It's like a bit of a broken glass kind of bit. It's like a – it looks like a bit of a jigsaw puzzle kind of thing with a little bit of a symbol in the middle of it.
- E**
- Q. And forgive me so that I understand, you are saying that you had only one of those at the time that you saw [Person A1], is that right?
- A. Correct, yes.
- Q. All right. So, this is an image of you from 2012. Thank you. Do you agree that is an image of you taken from 2012?
- F**
- A. Yes.
- Q. Thank you. And so, you have described having a broken nose. That would be – and we have got these images, we can pass them round in due course. That – that shows you with the broken nose, doesn't it?
- G**
- A. Yes.
- Q. Thank you. And just one final point to ask you this, please. Did any of your friends ever cause trouble at the property?
- A. No.
- Q. Who did?
- H**

**A** A. I can't answer that because none of my friends caused trouble at the property while I was there.

Q. You saw people cause trouble.

A. But I don't know the people's name. I don't know none of them guys.

**B** Q. You don't know their names?

A. No.

Q. You would turn up and bray on [Person A1]'s door, wouldn't you?

A. Certainly not.

Q. You would make her open that door, force your way into her property, didn't you?

**C** A. Certainly not.

Q. Picked her up and dragged her across the room and told her to put something sexy on.

A. Certainly not.

Q. Used her sexually whenever you wanted.

**D** A. Certainly not. It's not in my nature to do this to no one. I have a daughter, I have sisters. I would never do this. It disgusts me to be getting accused of this. That's why I'm trying to help you as much as I can. I would never do this to no one.

Q. Thank you. So, just before I leave that, please. Can I ask you to have a look at this, please? Just a brief matter of law then I can conclude this. I can hand it up.

**E** MR WILSON: Perhaps the jury ought to leave, your Honour.

JUDGE DURHAM HALL: Yes, sure. Just give me a minute, would you, ladies and gentlemen? I am terribly sorry. I will sort this out very quickly. Thank you. Thank you so much.

(The jury left court at 12.45)

**F** [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

**G** [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

**H** [REDACTED]

[REDACTED]



**A**

[REDACTED]

**B**

[REDACTED]

**C**

[REDACTED]

**D**

[REDACTED]

**E**

[REDACTED]

(The jury entered court at 12.50)

JUDGE DURHAM HALL: All right. Well, I am sorry to disappoint you. That didn't even class as a spat in my book. So, there – yes, we are going to check some things out, OK? May come back to something, may not. Mr Wilson, re-examination.

**F**

Re-examined by MR WILSON

Q. There is one question in re-examination, Mr Harris. You were asked about the battery offence on your ex-partner and it was suggested that [Person A1] couldn't have known about that. What was the date of that offence? The 8<sup>th</sup> of August 2012. It hadn't even happened, had it?

**G**

A. No.

Q. And what was it about, this incident with your ex-partner? Who did it concern?

A. It was about my son.

Q. About your son?

**H**

A. Yes.











**A**

[Redacted text]

(Luncheon adjournment)

(The court reconvened at 14.12 in the absence of the jury)

**B**

[Redacted text]

**C**

[Redacted text]

**D**

[Redacted text]

**E**

[Redacted text]

**F**

[Redacted text]

**G**

[Redacted text]

**H**

[Redacted text]















**A**

[REDACTED]

**B**

[REDACTED]

**C**

[REDACTED]

**D**

[REDACTED]

**E**

[REDACTED]

**F**

(The jury entered court at 14.41)

JUDGE DURHAM HALL: Right. Ladies and gentlemen, I had to give a ruling on a technical issue. I think it has helped. It is maybe in relation to some evidence but that's fine, that's what I do, that is my job, really. I am the referee. I say yes or no. No yellow cards at all yet in this case but – far from it. Very grateful to all concerned. Mr Dallas, Mr Wilson has effectively closed his case, subject to some admissions that will be forthcoming.

**G**

MR DALLAS: Yes.

JUDGE DURHAM HALL: The spotlight shifts to you and Mr Fahim Iqbal.

MR DALLAS: Yes. Thank you, your Honour. On behalf of Fahim Iqbal, I call no evidence.

**H**

JUDGE DURHAM HALL: Very good. You need not – you don't need me to reiterate the --  
-

- A** MR DALLAS: No, he and I heard what was said.  
JUDGE DURHAM HALL: Thank you very much. Mr Ferm, patiently waiting.  
MR FERM: Yes, I shall be calling. I will call now Mohammed Usman to give evidence. Mr Usman, please.
- B** JUDGE DURHAM HALL: Thank you.  
MOHAMMED USMAN, Affirmed  
Examined-in-chief by MR FERM
- Q. Your name, please?  
A. Mohammed Usman.
- C** Q. And how old are you?  
A. I am 31.  
Q. Do you still live in Bradford at the address which you gave to the police in interview?  
A. Yes.
- D** Q. And how long have you been living at that address?  
A. About nine years.  
Q. Who else lives there?  
A. My mother, three brothers and my sister.  
Q. Are you a married man, Mr Usman?  
A. Yes, I am.
- E** Q. Do you have any children?  
A. No, but my wife's expecting soon.  
Q. And where is your wife at this present time?  
A. She is in Pakistan.
- F** Q. Is that because of this case?  
A. Yes.  
Q. She is with her family in Pakistan?  
A. Yes.  
Q. Is that right?
- G** A. Yes, that's correct.  
Q. Now, have you suffered from asthma?  
A. Yes.  
Q. And for how long have you suffered from asthma?  
A. Since I've been born.
- H** Q. Do you take medication for it?

- A**
- A. Yes, I do. A blue inhaler and a pink inhaler and some tablets.
- Q. A blue inhaler ---
- A. A pink inhaler and some tablets.
- Q. And some tablets. When do you take the tablets?
- B**
- A. On a night.
- Q. What is the effect of asthma on you?
- A. I have good days, I have bad days but it gets worse on exertion.
- Q. It gets worse on exertion?
- A. Yes.
- C**
- Q. Now, the jury know that whilst you were still in your teens ---
- A. Yes.
- Q. --- you were caught supplying heroin ---
- A. Yes.
- Q. --- and cocaine.
- D**
- A. Yes.
- Q. And when the police were ready to prosecute you, you appeared before this court in 2009.
- A. Yes.
- Q. And did you receive a custodial sentence?
- E**
- A. Yes, I did.
- Q. And did you come out of that sometime in 2010?
- A. Yes, that's correct.
- Q. Since 2007 when the offences for which you were sentenced ---
- F**
- A. Yes.
- Q. --- were committed, have you been before the courts for any other offence?
- A. No.
- Q. Apart from this.
- A. No.
- G**
- Q. Have you any cautions from the police?
- A. No.
- Q. Have you ever had any form of sexual relationship with [Person A]?
- A. No, never.
- Q. Have you ever raped her?
- H**
- A. No, I've not.

- A** Q. Now, I am going to move on to ask you in the course of your evidence, in part by reference to your police interviews, the original bundle, which should be handed to you and they are behind divider 14. And I am going to pause while we all in this court get there.
- A. What page was that?
- B** Q. We are going to start at page 1.
- A. All right.
- Q. But I am going to introduce it to the court with some preliminary questions. On the 5<sup>th</sup> of June, you were stopped by the police at Manchester Airport.
- A. That's correct.
- C** Q. On your return flight from Pakistan, yes?
- A. Yes.
- Q. How long had you been in Pakistan at that point?
- A. About a month.
- Q. And what was the purpose of you going out ---
- D** A. I went to visit my wife.
- Q. When you went out to Pakistan, were you aware that the police wished to question you?
- A. No.
- E** Q. Before you came back from Pakistan, did you find out that the police did want to question you?
- A. Yes, I did.
- Q. And how did that come about?
- A. I got a call from my mum on Skype. She said to me that the police have come here to the address and they're looking for me. So, I told her to put the officer on the phone. My mum did that. It was DC Reilly. She said that the police need to talk – talk to me about some matter. And I said to them, “This is my ticket number and the day I'm coming back. I'll come see you when I come back.”
- F** Q. Did you know at that stage precisely what or at all the police wanted to question you about?
- G** A. No, I did not, no.
- Q. Were you expecting to be arrested in the airport ---
- A. No.
- Q. --- or to go to the police when you got back to this city?
- H** A. Yeah.

- A**
- Q. In fact, you were arrested ---
- A. Yes, I was.
- Q. --- and you were kept in custody and you were interviewed the following day. Since you were interviewed and bailed in this case, have you been to Pakistan again?
- B**
- A. Yes, I have.
- Q. Have you been elsewhere?
- A. Yeah, I've been to Saudi Arabia.
- Q. And what was the purpose of Saudi Arabia?
- A. For Umrah.
- C**
- Q. And that is a pilgrimage.
- A. A pilgrimage, yeah.
- Q. Yes. How many times have you been to Pakistan and returned?
- A. Three times.
- D**
- Q. I invite you now, please, to look at your interview and we are on the interview that commenced shortly after midday on the following day, the 6<sup>th</sup> of June at the police station in Leeds. Do you have that?
- A. Yes.
- Q. You had a solicitor and you had the opportunity to consult with her beforehand, is that right?
- E**
- A. Yes.
- Q. And you were asked immediately whether you were responsible for any offence of a sexual nature against [Person A1] and you denied it.
- A. Yes.
- F**
- Q. You were then asked whether you knew her and you were shown a photograph.
- A. That's correct.
- Q. And you identified [Person A1] as the person in the photograph and the person that you know.
- A. Yes, I did.
- G**
- Q. Over the page, having told the police that you were not working in 2011.
- A. No, I was not.
- Q. You were asked first of all about drinking alcohol.
- A. Yes.
- H**
- Q. And you were asked about whether or not you took illegal substances and you said that you took cocaine.

- A**
- A. That's correct.
- Q. And later in your interview, you said that you smoked cannabis.
- A. Yes.
- Q. Was this a true account that you gave to the police?
- B**
- A. Yes.
- Q. You also said to the police that you had gone to rehabilitation.
- A. That's correct.
- Q. For alcohol. Did the rehabilitation succeed?
- A. Yes, it did.
- C**
- Q. How long is it since you got hold of and dealt with your alcohol habit?
- A. It's been about seven years I have been clean.
- Q. And what about drugs?
- A. Clean of them too.
- Q. And how long have you been clean of drugs?
- D**
- A. Seven years.
- Q. Thank you. Now, looking at what you were telling the police on this page of your interview about your alcohol consumption, which was very regular and taking cocaine more occasionally, how if you were not working did you manage to fund that?
- E**
- A. I borrowed money off my parents, off my family friends and some mates and I got into debt.
- Q. Right. Was it a small amount of debt or a large amount of debt.
- A. It was a large amount of debt.
- Q. Has that debt been paid off?
- F**
- A. Yes, it has.
- Q. And how long did it take you to pay it off?
- A. It took me about three years.
- Q. Thank you. Now, over the page on page 3, the police officer asked you about whether you were known by the name Mani and you agreed that you were.
- G**
- A. Yes.
- Q. Is Usman the only Asian name that shortens to Mani or are there others?
- A. No, there's a few – there's a few other names.
- Q. Just mention one or two, please.
- A. Imran, Mania and Manawa.
- H**
- Q. But you accepted that you were called Mani?

- A**
- A. Yes.
- Q. Further down the page, the police began to ask you about how you knew [Person A1] and you described going there with a mate and it was a house party.
- A. That's correct.
- B**
- Q. Turn over to page 4, please. In the middle of the page, having agreed that it was at a house in [REDACTED] that you were asked, "Tell me what happened the first occasion that you went." And you there gave a description of that first occasion, did you not?
- A. Yes.
- Q. You gave a longer description at page 6 and can we have a look at that, please? The police officer at this point in the interview returned to the first occasion and asked you what you did.
- C**
- A. Yes.
- Q. Did you tell the truth there?
- A. I told the truth, yeah.
- D**
- Q. And you were asked further down the page about how you were introduced to [Person A1].
- A. I have.
- Q. And she said, "We used to go to the same school."
- E**
- A. That's ---
- Q. What school was that?
- A. [School B].
- Q. Is that the school that you attended?
- A. Yes.
- F**
- Q. Did you know that [Person A1] had attended that school?
- A. No, not until she told me.
- Q. Did you remember her from school at all?
- A. No, I did not.
- Q. You being somewhat older than she was.
- G**
- A. Yes.
- Q. How old by the way did you think she was when you met her?
- A. I thought she was about 20, 21.
- Q. Any reason for that?
- A. No.
- H**

- A** Q. Now, at the bottom of the page, the police asked you about what made you exchange numbers with her. And you said that she asked for your number.
- A. Yeah, she did.
- Q. Was it unusual in those days for a female to ask you for your telephone number?
- B** A. No, in them days, it used to be common that girls would ask me for my number.
- Q. How did your appearance compare then with what it is now, please?
- A. I didn't have a beard. I had a goatee. In them days I used to have a bit more hair than what I've got now.
- Q. And what about your dress?
- C** A. I would dress smart.
- Q. Page 7, please. You then told the police that she texted you and took your number.
- A. That's correct.
- Q. And that you stored the number as a dot.
- A. Yes, I did.
- D** Q. Why did you store [Person A1]'s number as a dot in your phone?
- A. Because I was a bit drunk and it was a quick thing.
- JUDGE DURHAM HALL: Stored as a what, Mr Ferm? Sorry, I beg your ---
- MR FERM: Stored as a dot.
- JUDGE DURHAM HALL: A dot?
- E** MR FERM: A dot, yes. And you say that was because you were drunk at this point.
- A. Yes.
- Q. I would like to go back, please, to page 4, where you were asked by the police about the second occasion when you went to the house. You said – this is just over halfway down the page – “After we left the party, I went to go see her about a week, two weeks later when she was alone at home.”
- F** A. That's correct.
- Q. Was that the second occasion ---
- A. Yes.
- G** Q. --- that you recall going there?
- A. Yes.
- Q. Now, did you self-invite and just turn up or did she get in touch with you to go to the house?
- A. She text me to come round.
- H** Q. Was anybody else at the house with you during that time?

- A**
- A. No.
- Q. About how long did you stay?
- A. For about an hour.
- Q. And what part of the day or night was it that you went down?
- B**
- A. It was the evening.
- Q. In the evening?
- A. Yes.
- Q. Now, on page 4, you say that she was telling you that she had got a child and lived in the house and that she wanted some coke, cocaine ---
- C**
- A. Yes.
- Q. --- but you didn't get it her. You were asked again about this on page 8 of your interview. Can you please turn to that, Mr Usman? In the middle of the page, more or less, just by the first holepunch. You were asked, "So, the second time you meet her, how long was that after the first meeting?" And you give broadly speaking a similar answer to the last occasion. And then you say, "She texted me to come down and chill out for a bit and have a spliff. She wanted to have some coke, cocaine," and you said you didn't want to take it.
- D**
- A. That's correct.
- Q. How did she react to the fact that you said you were not willing to get her any cocaine?
- E**
- A. A bit disappointed and she lost interest.
- MS MELLY: Sorry?
- A. She was a bit disappointed.
- MR FERM: A bit disappointed. You think she lost interest. Keep your voice up, please. If Ms Melly can't hear you, then the problem is magnified at the back of the court. And then you say you talked a bit and she made you a sandwich.
- F**
- A. Yes.
- Q. Right. We get that at the bottom of the page. And on page 9, you told the police some of the things that you talked about with her.
- G**
- A. Yes.
- Q. Her drinking problem and that you were going to rehab and so forth and her daughter.
- A. That's correct.
- Q. Did you take the opportunity of being alone in the house to come on to her sexually?
- A. No, never.
- H**

- A** Q. Now, that is the second occasion when you told the police you went to the house. In the course of your interview, you said it was a maximum of three times.
- A. Yes.
- Q. Having thought about this in the years since, was it three times or was it more than
- B** three times?
- A. I think it was four times.
- Q. So, you think it was four ---
- A. Yes.
- Q. --- it may have been four times. Can I just ask you, please, to look at this interview
- C** again at page 4?
- JUDGE DURHAM HALL: Page?
- MR FERM: Page 4. And before I ask you about what I want to ask you about on page 4, you said during the interview – and I am not going to the page – that the cocaine and the alcohol affected your memory.
- D** A. Yes.
- Q. If you had had any sexual contact with [Person A] or you'd raped her, would you have remembered that?
- A. Yeah, I would have remembered that.
- Q. Or was it just the detail of each occasion ---
- E** A. Yes.
- Q. --- that you had a problem with ---
- A. That was it, yeah.
- Q. --- when you were asked on the 6<sup>th</sup> of June?
- F** A. That's correct.
- Q. Well, if we look at the long answer at 19.30, you said, "I was there for about an hour." That is referring back to the second occasion. "And then left and we went again once more about – I think it was about 3 or 4 o'clock in the morning and there was like, six or seven lads already in that – in her house, Asian lads. I'd gone inside and they were taking M-Kat and I didn't take no notice of it because I don't take M-Kat." Was that the same occasion as the
- G** police were called to the house or a different occasion?
- A. No, separate – that was a different occasion, yeah.
- Q. And is it that that makes you now think there were four occasions?
- A. Yes.
- H** Q. Thinking back. Did anything sexual happen on any of these three occasions so far?

- A**
- A. No, never.
- Q. Now, I want to ask you about the fifth – the fourth, I’m sorry, the fourth occasion. When was that?
- A. 30<sup>th</sup> of July.
- B**
- Q. And is that the occasion that the police were called?
- A. Yes.
- Q. About what time was it that you went to the house?
- A. About 5 o’clock.
- Q. And in what kind of state were you when you went to the house that morning?
- C**
- A. I was drunk.
- Q. What had you been drinking?
- A. Vodka.
- Q. How many people went into the house? Was it just [Person K1], [Person A1] and yourself or were there other people?
- D**
- A. There were other people.
- Q. About how many?
- A. About three to four people.
- Q. And where did they come from?
- A. They were with me.
- E**
- Q. Did you have to force your way into the house?
- A. No.
- Q. Were you given any impression at that stage that you were not welcome in the house?
- A. No.
- F**
- Q. Now, assuming that 5 o’clock in the morning is an approximate time, because we are going back years ---
- A. Yes.
- Q. --- we do have a fixed point of about 7.25 in the morning when the police received a call from [Person A1].
- G**
- A. Yes.
- Q. And so, you have got two, maybe two and a half hours ---
- A. Yes.
- Q. --- in between you first going to the house and the time when the police are called and obviously, they turn up at the house a little later.
- H**
- A. Yes.

- A**
- Q. What happened when the police arrived at the house?
- A. I don't remember that but I remember I woke up in a police car.
- Q. What state were you in when you woke up in a police car?
- A. I was drunk.
- B**
- Q. When you first went into the house, 5 o'clock in the morning being approximate ---
- A. Yes.
- Q. --- what was going on?
- A. TV was on, music were playing and everybody was just drinking more.
- Q. Did you see the other people leave the house?
- C**
- A. I can't remember that, no.
- Q. What happened to you during the time that you were there?
- A. I must have collapsed.
- Q. Do you know where it was you collapsed?
- A. I think it was downstairs.
- D**
- Q. Had you taken anything else besides vodka?
- A. I must have had some coke.
- Q. What effect did that have on you?
- A. I don't know. I just got lost, I don't know.
- E**
- Q. Did you at any stage threaten violence?
- A. No, I did not.
- Q. Or use violence?
- A. No.
- Q. Or go there with any sexual intent towards ---
- F**
- A. No, never.
- Q. --- either of the girls in the house?
- A. No.
- Q. Now, we know that the police were called. Why were the police called to the house?
- A. I don't know. I think I overstayed my welcome and they were trying to get me out to go but I couldn't move. So, I told them just leave me alone, I just want to sleep it off. That's
- G**
- it.
- Q. And what sort of mood were you in when they were asking you to leave the house?
- A. I was shouting.
- Q. For what reason were you shouting?
- H**
- A. They wanted me to leave and I wouldn't leave.

**A**

Q. And did you become angry?

A. Yes.

Q. Did you do anything consciously to wet the carpet in the house?

A. No.

**B**

Q. Have you any recollection of being upstairs in the house?

A. No.

Q. As far as you are concerned, did you go upstairs in the house?

A. No.

Q. After the police took you away, did they take you home?

**C**

A. I think they did, yeah.

Q. Did you ever go back to the house at [REDACTED] ---

A. No.

Q. --- ever again?

A. No.

**D**

Q. Did you ever have any further dealings with [Person A1] after that?

A. No.

Q. Did you ask her – contact her and ask her why she'd called the police round to the house?

A. No.

**E**

Q. As far as you were concerned, was there any future in the friendship you had with her?

A. No.

Q. Did you ever see her or speak to her again?

**F**

A. No.

Q. Anywhere?

A. No.

Q. Before I sit down, you are charged on the indictment, two counts of rape.

A. Yes.

**G**

Q. Are you guilty of either of those?

A. No.

Q. Or any of them?

A. No.

Q. Please wait there.

**H**

MR MOULSON: No questions.

**A** JUDGE DURHAM HALL: No.

MS MELLY: Sorry, I thought somebody had indicated. All right.

Cross-examined by MS MELLY

Q. So, Mr Usman ---

**B** A. Yes.

Q. --- the questions from your barrister are your opportunity to tell the jury what happened ---

A. Yes.

Q. --- in your own words ---

**C** A. Yes.

Q. --- you know, from your memory as to what happened with [Person A1].

A. Yes.

Q. OK. So, you can just put your interviews aside for one moment and you can give your account.

**D** A. Yes, I can.

Q. Yes. So, how many times did you go to [Person A1]'s house?

A. At that time, I was a bit confused. I said three.

Q. No, no, just listen to the question. I am not asking you what you said in your interview. How many times did you go to [Person A1]'s house?

**E** A. Four.

Q. In total?

A. Yes.

Q. And you're certain of that?

**F** A. Yes.

Q. OK. First occasion then, please, who did you go with?

A. I went with my mate, [REDACTED].

Q. Yes. What time of day?

A. That was probably about 12 o'clock at night.

**G** Q. Ever been there before?

A. No.

Q. Ever heard of [Person A1] before?

A. No.

Q. Seen her on Facebook?

**H** A. No.

- A**
- Q. Where – what does [REDACTED] do for a living.
- A. I don't know at that time.
- Q. Well, he is your friend.
- A. He is my mate but I haven't stayed in contact with ---
- B**
- Q. No, sorry, my mistake. What did he do back then?
- A. At that time? I don't know. He was working as an accountant.
- Q. So, you do know?
- A. Yeah.
- Q. OK. So, why do you say you don't know?
- C**
- A. Just I thought you were saying just now what is he doing.
- Q. No, but after that when I clarified with you. Don't know?
- A. Don't know.
- Q. OK. So, you went there with [REDACTED] and who was there?
- A. There was about 13, 14 people there.
- D**
- Q. And at that time, you lived with your family.
- A. Yes, I did.
- Q. Your mother.
- A. Yes.
- Q. And you turned up in a car.
- E**
- A. Yes.
- Q. Just you and Ibras in the car?
- A. Yes, it was, yeah.
- Q. And there were 13 or 14 people there.
- F**
- A. Yes.
- Q. Mixture of men and women?
- A. Yes.
- Q. Sure about that?
- A. Yes, I am.
- G**
- Q. Asian and white?
- A. There were a couple of Asian. There were some white men and there were some white women.
- Q. All right. And that was – go back then from the 30<sup>th</sup> of July. We can all agree on that date.
- H**
- A. Yes.

- A**
- Q. So, how long a period was it in, your visit?
- A. About – about a month.
- Q. One month's time.
- A. Yes.
- B**
- Q. OK. So, end of June.
- A. Yes.
- Q. Give or take.
- A. Yes.
- Q. OK. So, you have seen her on one night there.
- C**
- A. Yes, I did.
- Q. 13 or 14 people.
- A. Yes.
- Q. You go in.
- A. Yes.
- D**
- Q. And what do you do?
- A. There was a party going on. People drinking, smoking, dancing and she was dancing as well.
- Q. [Person A1] was dancing?
- A. [Person A1] – yes.
- E**
- Q. Yes. What was she wearing?
- A. I can't remember now.
- Q. But she was dancing around.
- A. Yes.
- F**
- Q. How long did you spend there?
- A. About two – two hours.
- Q. OK.
- A. Yes.
- Q. Leave with [REDACTED] or not?
- G**
- A. Yes, I did.
- Q. Do you drink during that time?
- A. Yes, I did.
- Q. Take drugs during that time?
- A. Yes.
- H**
- Q. Smoke – take cocaine?

- A**
- A. Yes.
- Q. Take cannabis?
- A. Yes.
- Q. OK. Drinking vodka?
- B**
- A. Yes.
- Q. Bring it yourself?
- A. No.
- Q. Who brought it?
- A. It was there at the party.
- C**
- Q. And you could just help yourself?
- A. Yes, I could.
- Q. What about the cocaine?
- A. That was at the party as well.
- Q. On the table?
- D**
- A. Yes.
- Q. And you could just help yourself?
- A. Yes.
- Q. How many lines did you do?
- A. About three, four.
- E**
- Q. Whose permission did you seek?
- A. Nobody's. It was just on the table.
- Q. And there was no ---
- A. Everybody was working it.
- F**
- Q. Everybody was?
- A. Everybody was taking it, you see.
- Q. Were they?
- A. And they said, "It's your turn." So, I just took some.
- Q. Who said that, "It's your turn?"
- G**
- A. There was another couple of lads there.
- Q. And they just let you have it?
- A. Yes.
- Q. It's quite expensive though, cocaine, isn't it?
- A. Yes, it is.
- H**
- Q. Yes. How much is it?

- A**
- A. I don't know. At that time, it used to be about 20, £30 a gram.
- Q. Did it?
- A. Yes.
- Q. How much is it now?
- B**
- A. I don't know.
- Q. No? Don't think it's a bit more than that?
- A. No.
- Q. How many lines do you get out of it?
- A. About four.
- C**
- Q. OK. So, three lines, worth quite a lot of money.
- A. Yes, it is.
- Q. And did this look like – was it sort of, a particularly wealthy house? Like, you've turned up and it's, you know, "Help yourself to the cocaine and drink."
- A. No.
- D**
- Q. Not like that at all?
- A. Not like that.
- Q. So, what – you must have wondered why you were being given free cocaine.
- A. Well, I didn't take no notice of it. I was a bit drunk, they said take it, I just took it.
- E**
- Q. So, you spent a couple of hours there. Were you dancing with [Person A1]?
- A. No.
- Q. Did you get speaking to her?
- A. Yes.
- Q. So, you knew it was her house?
- F**
- A. Yes.
- Q. And which rooms did you go in?
- A. Just downstairs, the lounge.
- Q. Right. You stayed in the lounge.
- A. Yes.
- G**
- Q. Two hours.
- A. Yes.
- Q. Helped yourself to vodka and cocaine.
- A. That's correct.
- Q. And you left. Nothing sexual, that's your account.
- H**
- A. Nothing.

- A**
- Q. Right. Second occasion.
- A. Yes.
- Q. Tell us about it.
- A. I get a text from her.
- B**
- Q. From her?
- A. From [Person A1].
- Q. From [Person A1].
- A. Yes. She goes, "Come down and just chill out for a bit. We'll have a spliff." I go, "Fine." I wasn't doing nothing that evening, so I went down. She invited me.
- C**
- JUDGE DURHAM HALL: What time do you think this was?
- A. In the evening.
- Q. In the – in the?
- MS MELLY: In the evening.
- A. Yes.
- D**
- Q. What time roughly?
- A. About six, seven.
- Q. OK. Early evening.
- A. Yes.
- Q. 6 pm. She calls you down. What does she say to you?
- E**
- A. She goes, "Let's have a joint." She wanted to just talk to me because she said to me, "I know you." She goes, "You're so and so's brother." So, I said, "Yeah, I am."
- Q. Is this on the text?
- A. No, no, no, no. This was the first time but this was when I went there. That's why
- F**
- she's calling me down. She just wanted to have a chat and chill out for a bit.
- Q. All right. So, let's just go back a bit. You've spoken to her at the party.
- A. Yes.
- Q. Did you – you know, did you talk to her about your problems? Did you have a heart to heart with her?
- G**
- A. No, not there and then.
- Q. No.
- A. No.
- Q. So, nothing deep.
- A. Only on the second.
- H**
- Q. Nothing deep at the party.

- A**
- A. No.
- Q. No real connection with her.
- A. No. We just had a little laugh. Everybody was dancing except me and she just – we just chipped from there.
- B**
- Q. OK. And then she asked you for your number ---
- A. Yes.
- Q. --- at her party.
- A. At her party, yeah.
- Q. Right. OK. I will just ask you about that before we move on then. So, you said it
- C**
- was quite regular. I mean, how regular were you being asked for your number?
- A. Whenever I went out partying.
- Q. And that was quite frequently back then.
- A. Yeah, every other week.
- Q. Every other week, you know.
- D**
- A. Yeah, every week, yeah.
- Q. Every week, really.
- A. Yes.
- Q. Because you – at the time, you were an alcoholic.
- E**
- A. Yes, I was.
- Q. Yes and a cocaine addict.
- A. Yes, I was.
- Q. And you were drinking and taking cocaine, what, every day?
- A. I was – no, cocaine I would take occasionally on weekends.
- F**
- Q. You had a problem with it.
- A. Yes.
- Q. Right. So, you had a problem with cocaine at this time.
- A. Yes.
- Q. A problem with any other drugs?
- G**
- A. No.
- Q. And a problem with alcohol.
- A. Yes, I did.
- Q. And you were mainly drinking vodka.
- A. Yes.
- H**
- Q. And drinking every day.

- A**
- A. Yes, more likely, yes.
- Q. Sorry, were you drinking most days?
- A. Most – most days, yeah.
- Q. Most days, you were drinking every day. OK. And so, to the point where you
- B** realised later on, you had to deal with it.
- A. Yes.
- Q. Yes. But back at this particular period of time, you are drinking vodka every day, more or less.
- A. Yes.
- C** Q. Yes. And drinking not just at night. That's fair, isn't it?
- A. Yes.
- Q. Drinking during the day.
- A. In the – yeah. I would say yeah.
- Q. Yes, yes. Because you had a problem, didn't you?
- D** A. Yes.
- Q. Though you were getting up and getting dressed, you were an alcoholic.
- A. Yes.
- Q. Yes. And you were drinking every day and during the day.
- A. Yes.
- E** Q. That's your account, isn't it?
- A. Yes.
- Q. Yes. And it's during this period of time when you're an alcoholic and you're drinking every day ---
- F** A. Yes.
- Q. --- that you say that every week girls are asking you for your number. That's the same period of time, isn't it?
- A. Yeah, even then, yeah, yeah.
- Q. Right, OK. And you know, just – you've seen photographs of [Person A1]. Very
- G** attractive girl, do you agree?
- A. Yeah, yeah.
- Q. Yes. And those were the sort of, young attractive girls asking for your number every week at that period of time.
- A. Yeah, they were, yeah.
- H**

- A**
- Q. Yes, OK. And every single one of them, you store in your telephone under their names.
- A. No, I did not, no.
- Q. No?
- B**
- A. No.
- Q. Did you save them under punctuation? You know, full stops or stuff as well?
- A. No, sometimes blank, because sometimes you would just be a bit drunk and just a quick thing, they say, "Here, take my number," or take my number and they will text me off their phone.
- C**
- Q. Was it quite a headache for you, really, Mr Usman on every night out, these girls approaching for you – you know, you're drunk, you're just trying to have time with your friends.
- A. Yeah.
- Q. Yes. You don't want to get your phone out and take their number.
- D**
- A. Yeah.
- Q. Is that fair? You didn't always want them to do that.
- A. Well, sometimes they were bugging me.
- Q. Sorry?
- A. They were bugging me.
- E**
- Q. Yes. And it was a pain every time you went out ---
- A. Yes.
- Q. --- girls trying to give you their number, was it?
- A. Yes.
- F**
- Q. And that's your evidence, that that was your lifestyle?
- A. Yeah.
- Q. That's really what happened to you, Mr Usman?
- A. Yeah.
- Q. Right. That happened to you again with [Person A1]?
- G**
- A. Yes, it did.
- Q. Did it happen with the other girls at the party? Did they try and force their number on you as well?
- A. No.
- Q. Were you interested in having [Person A1]'s number, really?
- H**
- A. Not really, no.

- A**
- Q. No. So, you, sort of, reluctantly took her phone number.
- A. Yeah.
- Q. All right. You didn't take hers?
- A. No.
- B**
- Q. No. That's your account, isn't it?
- A. Yes.
- Q. All right. And then – so, how long after this does this girl call you back up?
- A. Two weeks.
- Q. Two weeks' time?
- C**
- A. Yeah.
- Q. No contact between you for two weeks.
- A. No, there was not, no.
- Q. So, what did she say in the text message?
- A. She goes, "What's happening? It's me, [Person A1]."
- D**
- Q. Say that again, sorry?
- A. She said, "What's happening? It's me, [Person A1]."
- Q. Yes.
- A. "Do you want to come out and chill out for a bit?"
- E**
- Q. And did you know who that was immediately?
- A. Yeah, because I remembered her.
- Q. But it must happen all – you know, you've told us already that it's every week you're getting these girls give you her number. How did you know ---
- A. But – but nobody – none of them text me after that anyway, if they did take my
- F**
- number.
- Q. So ---
- A. But [Person A1] text me.
- Q. Certainly.
- A. Yeah.
- G**
- Q. But how did you know when she said, "It's [Person A1] here," did you remember that the girl from two weeks ago ---
- A. Yeah.
- Q. --- was [Person A1]. Sorry. Thank you. Can't hear it at all.
- A. Sorry.
- H**

- A** Q. I will try and keep an eye. Thank you. Right. So, this had been going on for some time that every week, girls gave you their phone number?
- A. That's correct.
- Q. What? For a year or two?
- B** A. Yeah.
- Q. That sort of period of time.
- A. Yes.
- Q. So, you get given dozens and dozens of pretty girls' phone numbers.
- A. I wouldn't say dozens and dozens.
- C** Q. But you've said ---
- A. Here and there, I would get numbers, yeah.
- Q. Yes.
- A. Girls would ask me for their number.
- Q. Well ---
- D** A. I wouldn't say dozens and dozens.
- JUDGE DURHAM HALL: Can't quite hear him.
- MS MELLY: Not dozens and dozens.
- JUDGE DURHAM HALL: Not dozens and dozens.
- MS MELLY: OK. Well, I don't want to argue about it. You've already told the jury that it
- E** was ---
- A. OK.
- Q. --- every other week ---
- A. Yeah.
- F** Q. --- and then it was every week ---
- A. Yes.
- Q. --- that it happened and that this went on for a year or two.
- A. No.
- Q. How long was the period of time that every week girls were coming up to you and
- G** saying, "Please will you take my number?"
- A. Not, "Please take my number."
- Q. OK, sorry.
- A. They would just ask me for their number.
- Q. I will repeat that, if that is the point that you have an issue with. Over what period of
- H** time was it that girls were coming up to you and saying, "Take my number?"

- A**
- A. Four or five months.
- Q. Right. Four or five months. And what was it about this four or five month period, do you think, that made you so irresistible?
- A. I don't know. I can't tell you.
- B**
- Q. There was nothing that changed?
- A. No.
- Q. So, it wasn't your appearance or anything had changed?
- A. No.
- Q. So, just – so, you didn't really have girls come onto you before that?
- C**
- A. No.
- Q. And then you have four or five months where you get these girls offering you their number.
- A. Yes.
- Q. And then another period of time when it stops.
- D**
- A. Yes.
- Q. Right. And in that four to five months of unparalleled success, yes?
- A. Yes.
- Q. [Person A1] gave you her phone number.
- A. Yes, she did.
- E**
- Q. But even though you'd had these four or five months of girls thrusting their number on you ---
- A. Yes.
- Q. --- [Person A1] was the only one who made contact.
- F**
- A. Yes.
- Q. Right. But seeing as you were in that period of time where all these girls are giving you their number ---
- JUDGE DURHAM HALL: Yes, Mr Ferm.
- MR FERM: I don't want to interrupt but the suggestion was that he made contact with her.
- G**
- That's not his evidence.
- A. OK.
- Q. The evidence is that she contacted him. So, the question ---
- JUDGE DURHAM HALL: All right. Sorry. Hearing. I thought you said – anyway, you are right. What did you say? Whatever.
- H**

- A** MS MELLY: Well, I hadn't realised if I had said that but clearly what I am asking you about makes very clear is that when [Person A1] contacted you ---
- A. Yes.
- Q. --- as I have made very clear, I think, in the questioning, she is the only girl that
- B** contacted you ---
- A. Yeah.
- Q. --- in this whole period of time.
- A. Yeah.
- Q. How did you know it was [Person A1] from the party two weeks ago, as opposed to
- C** all the other girls who had been giving you their phone numbers?
- A. She told me it was [Person A1].
- Q. Sorry?
- A. She said it was [Person A1].
- Q. But you remembered her name though.
- D** A. Yeah.
- Q. Is that the point?
- A. That's correct.
- Q. Right. So, you completely knew that the only [Person A1] was that girl from the
- E** party?
- A. Yes.
- Q. Right. OK. And you've known that ---
- A. Yes.
- Q. --- all the time.
- F** A. Yes.
- Q. There's never been any confusion in your mind about who [Person A1] was.
- A. No.
- Q. And which girl.
- A. No.
- G** Q. Right. OK. Thank you. So, you've told us then, that's the circumstances you get the number. Then you've described the second occasion of going round there.
- A. That's correct.
- Q. OK. And she wanted to take cocaine, you say.
- A. Yes.
- H** Q. What did she say?

- A** A. First, I went in the house, we sat down. I made a spliff. We're having a spliff. And she's made me a sandwich. After that, we just got talking. She was telling me about her daughter, about her drinking problems, that she's tried to get into work. So, I told her a bit – a bit about myself, saying that I'm going rehabilitation and I've got a drinking problem and
- B** cocaine problem. After that, she goes, "Let's get some cocaine." I go to her, "I don't want to take it."
- Q. But you were generally taking cocaine at that – around that time.
- A. Yeah, I was but that – that day I was – I was sober.
- Q. You didn't want to take it that day. Right. Yes. Then what happened?
- C** A. That's it. After that, just got a taxi. She called me the taxi and I went home.
- Q. So, what did she say? You've said you don't really fancy it at the moment.
- A. Yeah.
- Q. And so, what did she do or say?
- A. She got a bit disappointed.
- D** Q. But what – how did she show that? What did she do or say?
- A. I don't know. She just ---
- Q. You're the one who is telling the jury that [Person A1] was disappointed.
- A. Yeah.
- Q. So, why do you think – why do you say that?
- E** A. She started ringing other people up.
- Q. Who?
- A. I don't know.
- Q. What was she saying to the people on the phone?
- F** A. I don't know. She went into – she went up the stairs and she started calling people.
- Q. How – could you hear her?
- A. No.
- Q. How do you know she was calling people?
- A. I don't know. She was ringing somebody.
- G** Q. How do you know she was ringing somebody?
- A. Because she was on the phone.
- Q. And how do you know she was on the phone?
- A. Because she was talking on the phone.
- Q. But you've just – I just asked you whether you could hear from her.
- H**

- A**
- A. Because there's nobody else in the house, so if she's talking on the steps, she is not going to be talking to herself.
- Q. Right.
- A. So, she was on the phone.
- B**
- Q. So, when I asked you, could you hear her?
- A. Yeah.
- Q. You could hear her?
- A. Yes, I could.
- Q. And what was she saying to people?
- C**
- A. I don't know, just saying, "What time you coming out?" Stuff like that.
- Q. And that's ---
- A. And to me, it looked like that she wasn't interested in talking to me or nothing after that.
- Q. So, no more conversation with you.
- D**
- A. No.
- Q. And you are certain it was on that day that you spoke to her about your rehabilitation.
- A. Yes, I did.
- Q. On that day?
- A. Yeah.
- E**
- Q. On the day you were having the sandwich and so forth.
- A. Yeah.
- Q. OK. So, right, you were going through rehabilitation then, were you, Mr Usman?
- A. Yes, yes.
- F**
- Q. Where were you attending?
- A. Alcoholics Anonymous opposite, you know where they do birth certificates and stuff in town.
- Q. Yes.
- A. There.
- G**
- Q. And you were already in attendance there.
- A. Yeah, I used to go.
- Q. But it wasn't really working out for you.
- A. No, I was relapsing.
- Q. And you were drinking every day, more or less?
- H**
- A. At that time, yes, more or less, yes.

- A**
- Q. Right. So, she's not been horrible to you?
- A. No.
- Q. She's not said, "Well, what use are you?"
- A. No.
- B**
- Q. "Just get out."
- A. No.
- Q. "Go get me some drugs."
- A. No.
- Q. She's not been horrible to you.
- C**
- A. No, she was not.
- Q. She was pleasant.
- A. Yes, she was.
- Q. She's made you some food.
- A. She did, yeah.
- D**
- Q. You've taken her food.
- A. Yes, I did.
- Q. That's your account.
- A. Yes.
- Q. And that was it.
- E**
- A. That was it.
- Q. OK. Next occasion.
- A. She rang the taxi and I went home.
- Q. She rang you a taxi?
- F**
- A. Yeah, she did.
- Q. Yes. Next occasion.
- A. Was that 5 o'clock in the morning?
- Q. It's your account.
- A. Third time I went there, went about 5 o'clock in the morning. There was about five,
- G**
- six Asian lads already there. We've gone inside and they were all on M-Kat. And she was upstairs somewhere and we were just downstairs and everyone was just taking M-Kat. We were just drinking. After about two hours, I just thought, "Let's get out of here." And we just went.
- Q. Right. So, let's – who did you get there with?
- H**
- A. Me and [REDACTED].

- A**
- Q. You and [REDACTED]?
- A. Yes.
- Q. Turn up at what time?
- A. About 5 o'clock.
- B**
- Q. In the morning?
- A. Yes.
- Q. Did you ask if you could turn up at [Person A1]'s house at that time?
- A. No. [REDACTED] – Ibras took me there because she invited him.
- Q. How do you know she invited him?
- C**
- A. Because he's told me, "Let's go to her house. She's called me down."
- Q. Right. So, you didn't just go. Ibras said, "She's called me down."
- A. Yes. And he's told her that, "Mani's with me as well," so she goes, "Come down."
- Q. So, you were there, you heard this conversation.
- A. Yeah.
- D**
- Q. So, why did Ibras have to say to you, "She's called me down," if you were in the car during the conversation?
- A. What do you mean?
- Q. Well, when I started asking you why you would turn up at a girl's house at 5 o'clock in the morning ---
- E**
- A. Yes.
- Q. --- you then told us about how Ibras told you that [Person A1] had telephoned him.
- A. Yes, she did.
- Q. And you've just said to the jury, "He told me."
- F**
- A. Yeah, he did, yeah.
- Q. Yes. But then you said that he had said on the phone, "Mani is with me."
- A. Yes.
- Q. So, you were actually there ---
- A. Yeah.
- G**
- Q. --- during the time ---
- A. Yes, I was.
- Q. --- that [Person A1] calls him.
- A. Yes.
- Q. So, you are in the car.
- H**
- A. But I did not know that's [Person A1] on the car.

- A**
- Q. So, you're in the car, are you?
- A. Yes.
- Q. Right. And then there's a telephone call.
- A. Yes.
- B**
- Q. To [REDACTED] from [Person A1].
- A. Yeah.
- Q. That's your account.
- A. Yes.
- Q. Saying, "Come to my house."
- C**
- A. Yeah.
- Q. "For a party."
- A. Yes.
- Q. And you go there immediately.
- A. Yeah, most likely.
- D**
- Q. And she's not – what? Most likely?
- A. Yeah, 5 o'clock.
- Q. What do you mean? Did you go somewhere else?
- A. No, no, no, 5 o'clock, we went there.
- E**
- Q. Right.
- A. In the morning, yeah.
- Q. Had you been on drugs?
- A. Who? Me?
- Q. Yes.
- F**
- A. Yes, I was.
- Q. Yes. So, you were taking cocaine.
- A. Yes, I was.
- Q. Right. And drinking?
- A. Yes.
- G**
- Q. And you turned up at her house.
- A. Yes, I did.
- Q. And she wasn't downstairs partying.
- A. No, she wasn't. She was upstairs. All the people downstairs were partying. She was upstairs. Then she just came down.
- H**
- Q. She came down.

- A**
- A. Yeah.
- Q. So, how long were you in the house with [Person A1] upstairs?
- A. It was about 20 minutes and then she's come down.
- Q. Yes.
- B**
- A. And then me and [REDACTED] had been seeing these lot taking M-Kat.
- Q. Speak up a little bit.
- A. They were trying to give us lot M-Kat. I wouldn't take M-Kat because I've never took it before. And Ibras didn't want to take it as well because we were just used to cocaine. So, after that, we just chipped.
- C**
- Q. So, they offered you some M-Kat.
- A. Yes.
- Q. Did [Person A1] come downstairs?
- A. Yes, she did.
- Q. Did you see [Person A1] go upstairs?
- D**
- A. Yes.
- Q. Listen.
- A. No.
- Q. Did you see her go upstairs?
- A. No.
- E**
- Q. Do you know if she was with anyone upstairs?
- A. No, I don't – I don't think so.
- Q. You don't think so?
- A. I don't, no.
- F**
- Q. Well, let's go over it. You didn't see her go upstairs.
- A. No. When we've come into her property, [Person A1] wasn't there.
- Q. Mmm.
- A. So, when we were sat there chilling out for a bit, she's come down.
- Q. OK. On her own?
- G**
- A. Yeah.
- Q. Yes. And then you spent some time with her.
- A. Not with her.
- Q. But ---
- A. Her house was like, whenever you come down to her house, it was just a party all the
- H**
- time.

- A**
- Q. How do you know that?
- A. Because she would say there was a party and people were there drinking and sniffing and everything.
- Q. Well, how many times have you been to her house and there was a party?
- B**
- A. Two times.
- Q. Yes. So, why do you tell the jury that every – there was always a party at [Person A1]’s house?
- A. Whenever I went, yeah.
- Q. Whenever you went?
- C**
- A. Yeah.
- Q. Well, was there a party when you went on the second occasion?
- A. No, no, no, it wasn’t.
- Q. Right. Was there a party when you went on the last occasion?
- A. No.
- D**
- Q. Right. So, is it fair to say there was always a party at [Person A1]’s?
- A. No.
- Q. So, why do you say then to the jury there was always a party at [Person A1]’s?
- A. Because she was always up – up for a party.
- E**
- Q. Have you spoken to her on other occasions?
- A. No.
- Q. No. So, she wasn’t up for a party when she asked you over and made you a sandwich?
- A. No.
- F**
- Q. Right.
- A. She was sober that day.
- Q. OK. So, you can’t really say she was always up for a party, can you?
- A. No.
- Q. Right. OK. So, on this occasion that you went there, there’s lads downstairs.
- G**
- A. Yes.
- Q. There’s no girls.
- A. No.
- Q. And [Person A1] is nowhere to be seen.
- A. No.
- H**
- Q. Are you worried about her?

- A**
- A. No.
- Q. Did you shout for her?
- A. No.
- Q. Did you go upstairs and look for her?
- B**
- A. No.
- Q. And you stay there for 20 minutes and you don't see her.
- A. No.
- Q. Does it seem strange that a girl has run up, asked you to come to a party ---
- A. Yes.
- C**
- Q. --- and she's not even in her own house?
- A. She was in her own house.
- Q. No, but you didn't know that, did you?
- A. We didn't know that.
- Q. No. So, I will ask the question. Did it seem strange to you, you've turned up to a party ---
- D**
- A. No.
- Q. --- and the girl is not there?
- A. No.
- Q. No?
- E**
- A. No.
- Q. Why doesn't that seem strange to you that the person who has invited you to their house doesn't seem to be ---
- A. I was a bit drunk.
- F**
- Q. Yes.
- A. [REDACTED] was a bit drunk. We just sat there and we were drinking a bit more and I was smoking a spliff.
- Q. Mmm.
- A. And really, to be honest with you, I wasn't even bothered. I just wanted somewhere to just go and just chill out for a bit.
- G**
- Q. All right. And then [Person A1] comes down by herself.
- A. Yes.
- Q. And then after a little while, you leave.
- A. Yes.
- H**
- Q. Is that basically it?

- A**
- A. That's it.
- Q. All right. And you don't see [Person A1] with anybody in particular?
- A. No.
- Q. No.
- B**
- A. No.
- Q. And she hasn't said to you, "I'm sorry I wasn't here. I was doing something else?"
- A. No. No, she did not.
- Q. OK. Why do you tell the police then that [Person A1] was upstairs with somebody else?
- C**
- A. I don't know.
- Q. Well, have a look at it. Page 4.
- A. Go on.
- Q. Page 4, towards the bottom of the page. Your long reply. "She wasn't downstairs. She was upstairs with somebody else. One of – I don't – one of them lads. I don't even
- D**
- know them." Have you got that there?
- A. Yeah.
- Q. Yes. Why do you tell the police that if you have got no basis whatsoever to think ---
- A. That's what I remembered at the time. I don't understand. I don't know why I said that.
- E**
- Q. You don't know why you said that?
- A. No.
- Q. Do you think you were trying to paint [Person A1] in a particular light by saying she was upstairs?
- F**
- A. No, no.
- Q. All right. So, you think that's just what you remembered?
- A. Yes.
- Q. OK. Well, let's deal with this other point that arises from this question then. Look at the question just above that.
- G**
- A. Yes.
- Q. "How long times did you go to [REDACTED]?"
- A. Yes.
- Q. And what's your answer there?
- A. Three.
- H**
- Q. "Three times max."

- A**
- A. Max, yeah.
- Q. Yes, OK. And then you give this long answer, don't you, about the guys doing Mat?
- A. Yes.
- Q. And [Person A1] being upstairs with a man, yes?
- B**
- A. Yes.
- Q. But you now can't recall that at all, can you?
- A. No.
- Q. And then they say to you, "So, you've been to the house on three occasions."
- A. Yes.
- C**
- Q. And you say, "Yes."
- A. Yes.
- Q. OK. Actually, I should have read the bit just before that. After you dealt with all the lads in the long question, "I don't know. One of their lads. I don't even know them." Yes?
- A. Yes.
- D**
- Q. And what do you say next?
- A. "After that, I stopped going there."
- Q. Did you?
- A. No.
- Q. That wasn't true, was it?
- E**
- A. No. After that, there was one more time.
- Q. So, what I want to try and understand is, you have already helped us with the fact that there's no confusion in your mind about who [Person A1] was.
- A. No.
- F**
- Q. There was no other [Person A1] that you met.
- A. No.
- Q. All right. Really, did you know there had been another occasion but you didn't want to tell the police about it?
- A. No.
- G**
- Q. Explain then, please, Mr ---
- A. I couldn't remember at the time. The police officer told me herself that there was an occasion that the police turned up. That's when I start thinking about it. Thinking back about it, there was a time when the police did come.
- Q. Well, forgetting just about the police even. You are really clear, aren't you, just at
- H**
- this point here that you have gone to this party ---

- A**
- A. Yeah.
- Q. --- there were these guys taking M-Kat and [Person A1] wasn't even there.
- A. Yeah.
- Q. You're really quite clear with the police, aren't you?
- B**
- A. Yeah.
- Q. You're not thinking there might have been another occasion or you're not sure, are you?
- A. No, at that time ---
- Q. You are really making out at this point in the interview, aren't you, that that was the
- C**
- last time you went?
- A. That's what I'd remembered then, yes.
- Q. Never mind about the police. I mean, being found in a police car and collapsing and allegations made by a woman against you and so forth, that was quite, you know, memorable?
- D**
- A. I woke up in the cop car and after that, I didn't remember where they even took me.
- Q. You don't?
- A. I didn't remember where they took me.
- Q. So, you don't remember there being any sort of issue with [Person A1] at her house?
- E**
- A. No. Now, after nearly two years trial ---
- Q. Yes.
- A. --- so, they've been mentioning the police coming.
- Q. Yes.
- A. So, each time, I'm thinking about it and it's slowly coming to my head a bit.
- F**
- Q. OK. So, tell us when you remembered that actually, the police had been called on you at [Person A1]'s house.
- A. Yes.
- Q. When? When did you remember that?
- A. In the interview when the officer told me.
- G**
- Q. In the interview.
- A. Yeah.
- Q. And you remembered your behaviour on that occasion.
- A. Yes.
- Q. OK. All right. And your memory then. No memory of – in terms of that incident,
- H**
- yes?

- A**
- A. No.
- Q. No memory of the police arriving.
- A. No.
- Q. Your only memory is of waking up in the police car.
- B**
- A. Yes, it was.
- Q. You can't remember how anybody else left.
- A. No.
- Q. Had you been in this state on a number of occasions?
- A. Yes.
- C**
- Q. Yes. It's happened to you quite a bit.
- A. Yes.
- Q. Is that what you are saying?
- A. I have collapsed, yes, before.
- Q. You've collapsed. But this isn't about a collapse, is it? That's not the issue here. Are
- D**
- you saying you couldn't wake back up?
- A. No.
- Q. And that was through taking cocaine, was it?
- A. And drinking, yeah.
- Q. And drinking.
- E**
- A. Yes.
- Q. So, you can remember getting to [Person A1]'s.
- A. Yeah.
- Q. And that's how you can give the evidence that you weren't violent.
- F**
- A. Yes, I wasn't violent, no.
- Q. Right. But you actually cannot remember the police coming.
- A. No, I accept I was shouting but that's about it.
- Q. So, you can remember shouting?
- A. Yeah. There are certain things I can remember.
- G**
- Q. So, what were you shouting? Help us with this. Deal with the memories you have got.
- A. We've gone there in the morning. She's invited us.
- Q. And you ---
- A. We've gone to her house.
- H**
- Q. Yes.

- A** A. Yes. I wasn't my idea to go to her house anyway. We went there, the TV was on, music was playing, they were drinking. After that, I couldn't remember because I must have collapsed.
- Q. What I suggest to you, Mr Usman, is your memory of that night is quite convenient,
- B** that you are able to remember how she invited you in ---
- A. Yes.
- Q. --- but not able to remember your behaviour in the house or how you left.
- A. I was never violent to her or I never threatened her with nothing.
- Q. How do you know what you did if ---
- C** A. I know that because that's -- that's my character. I wouldn't do that to nobody.
- Q. Well, we might have to come back to that but let's just deal with how you can actually say how you behaved.
- A. I wouldn't behave like that.
- Q. Never mind how you would normally behave.
- D** A. Yeah.
- Q. Is that the only basis that you say that you didn't behave in an aggressive way? You actually don't know how you behaved.
- A. I'm not an aggressive person.
- Q. Well, apart from that, is that your only basis?
- E** A. Yeah.
- Q. You actually cannot remember what you were doing.
- A. No, I do but I know I was never violent or aggressive. I know that.
- Q. So, can you tell us what you were doing?
- F** A. No, I just -- I don't know.
- Q. Right. So, you don't know ---
- A. I must have collapsed and that's it. Other than that, I just woke up in a cop car. Other than that, I don't know nothing else.
- Q. So ---
- G** JUDGE DURHAM HALL: What is the evidence about Mr Usman's condition with the police officers? Remind me. Just ---
- MS MELLY: Well ---
- JUDGE DURHAM HALL: Are you going to come to it?
- MS MELLY: Yes.
- H** JUDGE DURHAM HALL: Yes, OK.

- A** MS MELLY: Yes. And we will come back to that document.  
JUDGE DURHAM HALL: Yes.  
MS MELLY: I just want to ask you this then. If you are saying that you are collapsed and you are unable to move – I think that has been your account ---
- B** A. Yes.  
Q. So, you accept there is a girl saying to you, essentially, “This is my house and I want you to leave.”  
A. Yes.  
Q. Yes. Because you are a man that she doesn’t know that well.
- C** A. Yes.  
Q. Yes. You are heavily in drink.  
A. Yes.  
Q. You deny that you were violent and aggressive.  
A. Yes, I do.
- D** Q. But we can agree about the rest of it, can’t we?  
A. Yes.  
Q. An adult male in drink in her house, won’t leave.  
A. There were people there with me at that time as well.
- E** Q. But do you agree those factors?  
A. What?  
Q. You were in her house.  
A. Yes.  
Q. You weren’t leaving.
- F** A. No.  
Q. You were drunk.  
A. Yes.  
Q. You were shouting.  
A. Yes.
- G** Q. And she was telling you to go.  
A. Yes.  
Q. But your account to the jury is you were simply physically unable to leave.  
A. And I told her – they were telling me to go and I wouldn’t leave.  
Q. We know you wouldn’t leave.
- H** A. Yes.

- A**
- Q. Yes. And she was telling you to go and you weren't going?
- A. Yes, I must have shouted at her.
- Q. Yes. Saying what?
- A. Just, "Eff off, let me go to sleep."
- B**
- Q. Yes, you wouldn't have said eff off to her, would you? You would have told [Person A1] in her house, to fuck off, yes?
- A. Yes.
- Q. Yes. In drink.
- A. Let me go to sleep. Yeah, in drunk, yeah.
- C**
- Q. Yes, OK. So, because you couldn't stand up, is that what you were saying?
- A. Yeah.
- Q. You actually couldn't?
- A. No, I don't know.
- Q. Well, you tell us. Could you stand up and you didn't want to?
- D**
- A. No. I don't know.
- Q. Sorry?
- A. I don't know.
- Q. Right. So, you weren't carried out by the police, were you, on a stretcher? That is not what you are saying.
- E**
- A. I don't know. I don't know.
- Q. So, that ---
- A. I just woke up in a cop car. That's all I know.
- Q. And the police took you where?
- F**
- A. I think they took me home.
- Q. You urinated down the stairs, didn't you?
- A. No.
- Q. You assaulted her, didn't you?
- A. I would never do that. No.
- G**
- Q. She was scared of you, wasn't she?
- A. No, she was not.
- Q. Why do you think two girls would have to leave the house to wait for the police to come?
- A. I just don't know, Miss.
- H**

- A**
- Q. What do you think you must have been doing or saying to make two girls leave in the early hours of the morning, rather than actually wait for the police to turn up at the address?
- A. Really, I don't – I can't tell you because I don't know.
- Q. It could have been though, couldn't it?
- B**
- A. What?
- Q. You could have been aggressive.
- A. No, I was not.
- Q. Right. So, when you say you don't know ---
- A. But I know that I was not aggressive or violent.
- C**
- Q. Now, we will come back to a couple of those things but I just want to deal with this period of time, the dates and the contact. You are saying, aren't you, that it was over the course of a few weeks before the 30<sup>th</sup> of July 2011.
- A. Yes.
- Q. Yes?
- D**
- A. Yes.
- Q. A few weeks. Perhaps a bit longer.
- A. About a month.
- Q. Perhaps a bit longer but around that period of time, would that be fair?
- A. I think about a month. About a month.
- E**
- Q. You think about a month. All right. And in that period of time, you had seen [Person A1] on four occasions.
- A. Yes.
- Q. Have I got that right?
- F**
- A. Yes.
- Q. You certain about that?
- A. Yes.
- Q. Four occasions.
- A. Yes.
- G**
- Q. And let's just run through. Certainly on the first occasion, she was up and she was dancing.
- A. Yes, she was.
- Q. Yes. On the second occasion, she was fit and well around her house, making you a sandwich.
- H**
- A. Yes. That's correct.

- A**
- Q. Yes. Third occasion, you saw her walking down the stairs, did you?
- A. Yes.
- Q. Speaking to her at your house.
- A. Yes.
- B**
- Q. Sorry, at her house.
- A. Yes.
- Q. Party going on.
- A. Yes.
- Q. There's drinking. I know you're not doing the Mat but that's what was going on.
- C**
- A. Yes, but I am partying, yeah.
- Q. Sorry?
- A. I was partying myself though, yeah.
- Q. Yes. And there was dancing and so forth on that occasion.
- A. Yeah.
- D**
- Q. And your account of the fourth occasion, there was also a sort of party going on at her house.
- A. Yes.
- Q. Drinking.
- A. Yes.
- E**
- Q. And some dancing sort of occasion.
- A. Yes.
- Q. And in respect of each of the occasions that you saw her over that month or so ---
- A. Yes.
- F**
- Q. --- she was fit and well.
- A. Yes.
- Q. She didn't make any complaints to you about health issues.
- A. No, she told me about self-harming.
- Q. Yes, she told you about self-harming.
- G**
- A. That's about it. And she had an alcohol problem.
- Q. Yes.
- A. That's all.
- Q. Yes. Well, in fairness to you, that is in your interview that she'd mentioned self-harming.
- H**
- A. Yes.

- A** Q. And she'd mentioned some problems with alcohol.  
A. Yes, she did.  
Q. All right. But in terms of her physical health.  
A. Yes.
- B** Q. She was able to walk around absolutely fine ---  
A. Yes.  
Q. --- no physical problems or injuries.  
A. Not that I can think of, no.
- C** Q. Well, let's – and we have been through that you have seen her on the stairs, dancing, partying.  
A. Yeah.  
Q. And you've been able to remember her on all of those occasions.  
A. Yes.
- D** Q. So, can you confirm then that there was nothing about her health then physical that struck you?  
A. No.  
Q. And she seemed fit and well.  
A. Yes.
- E** Q. On all the occasions in that month that you saw her.  
A. That's correct.  
Q. Right. OK. I have a – I'm looking – I'm looking at the time. I'm quite happy to commence another topic.  
JUDGE DURHAM HALL: Yes. I mean, are you going to finish today?
- F** MS MELLY: If we – I can finish by – by 4.30 but if we were having a 4 o'clock finish, then I would rather stop sooner rather than – no? Sorry.  
JUDGE DURHAM HALL: No, don't worry, no.  
MS MELLY: No, I didn't meant to try and ---  
JUDGE DURHAM HALL: Just the thought of another 45 minutes of you and ---
- G** MS MELLY: Well, it would be a joy, I know.  
JUDGE DURHAM HALL: It is a joy.  
MS MELLY: Is that something to look forward to for your Honour or shall I carry on?  
JUDGE DURHAM HALL: No, no, no. Look, you all know we are trying to make this difficult case, dreadfully serious ---
- H** A. Can I have some water, please?

**A**

Q. Yes, just don't worry. Take a seat, Mr Usman. I think – well, what do I think? What is the right answer to what you are thinking?

MS MELLY: I was thinking that your Honour was thinking ---

**B**

JUDGE DURHAM HALL: If you are going to take another 30 ish minutes, come back tomorrow.

MS MELLY: I think I am around that time and I think I could probably cut it down a little.

**C**

JUDGE DURHAM HALL: There's a good reason for that as well because I do need just to have a chat about some outstanding admissions. So, that would be good for me, all right?

You – you will not, I think, be here too long tomorrow. Agreed? Because believe it or not, being nice about it or not, we are coming to the end of the evidence and we are going to move on to considering by the barristers and myself, in your absence thankfully, you won't have to listen to this, of agreement as to the law that applies and then the barristers will start summing their cases up to you on Thursday. All right. Into Friday and then Monday into Tuesday.

**D**

That's fine. But you won't be here very long tomorrow, OK? So, thank you. You go. We will stay a bit longer. Seriously, this is a good idea if we've another half an hour, OK? All right. See you later.

THE COURT CLERK: Your Honour, 10? 10.30?

JUDGE DURHAM HALL: 10 o'clock. Good thinking. 10 o'clock.

**E**

(The jury left court at 15.47)

[REDACTED]

**F**

[REDACTED]

**G**

[REDACTED]

**H**

[REDACTED]

**A**

[REDACTED]

**B**

[REDACTED]

ADJOURNED AT 15.50 UNTIL WEDNESDAY, 13<sup>th</sup> FEBRUARY 2019

-----

**C**

*eScribers hereby certify that the above is an accurate and complete record of the proceedings or part thereof having used our best skill and ability in its production.*

**D**

**E**

**F**

**G**

**H**