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H.C. 7, B.C. 1, Vol. 1, Page 715

2577 (copy)

Vancouver, B. C. 6th May

12.

Sir,

Referring to the case of the Hindu H. Rahim, I beg to state that this matter came up before Mr Justice Gregory and a Jury at the Assize, on the 2nd inst. The accused pleaded "Not Guilty" to the charge, and his lawyer, Mr G. E. McCrossan, raised a very ingenious defence. Of the two indictments that were returned by the Grand Jury against Rahim, to wit, first, that of having his name placed on the Voters list, being a Hindu, and the second, that of voting in the election, the second was quashed while the Judge upheld the first, and on this count the matter went to trial.

Mr McCrossan's contention was that the Act reads "No Hindu shall have his name placed on the Voters list" and there was no direct evidence to prove that Rahim ever did this, but it was at the same time pointed out by the Prosecuting Counsel that it is impossible for any Hindu to place his name on the Voters list himself and it must be done through the regular channel and this had been done in the present case inasmuch as Rahim had signed a declaration which evidently had been sworn to before Mr W.E. Flumerfelt, and as this declaration had evidently reached the Registrar of Voters and by him on the 8th of November last, when he sat as a Court of Revision, passed and placed on the Voters list completed

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the necessary formalities by which the name should be placed on such list. Evidence was given to prove that Rahim was a Hindu, the signature on the declaration was proved as his, but Mr Flumerfelt could not identify, and did not know, the accused, hence there was a break in the chain of the evidence. However the fact that Rahim took an active part in the Elections, being a Scrutineer for the Socialists, and also having voted, carried weight and brought out the fact that he was taking advantage of his name being on the Voters list. Rahim ~~was~~ did not give evidence on his own behalf hence we were unable to secure any statements from him in connection with the present charge or his antecedents.

The case went to the Jury who after two and a half hours deliberation could not agree and were discharged by the Judge, who ordered Rahim's release on his own recognizance for the sum of \$1000.00 pending his retrial either at this or at the next Assizes, and at the same time asked the Prosecuting Counsel to refer the case to the Attorney General, with a view, if possible, of withdrawing the charge or some such action.

The papers etc found in Rahim's house were not produced as exhibits as they were not needed, Rahim not giving evidence on his own behalf, I am

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I am getting these papers together and will forward them to you as soon as I can ~~prepare~~ prepare a list.

A copy of the record in the case of R_x^c vs Rahim could be secured through the Department of Justice and it can then be seen how the case went to the Jury.

Your obedient servant,

sd W. C. Hopkinson

W. W. Cory Esq., C. M. C.

Deputy Minister of the Interior,

Ottawa, Ont.

List of papers, books, etc., found on the person and in the house of
HOUSSAIN RAHIM alias CHAGAN KHAIRAJ VARMA, at # 139 Pender Street,
East, Vancouver, B. C. on the 29th of March 1912.

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1. Membership card of the Socialist Party of Canada.
2. Letter written Gorrmoekhi.
3. Letter from Mangak Anand Puri to Balmokund.
4. Letter written in Urdu, from Jhangi Ram Amir Chand.
5. Receipt from Chas Lester (Prominent I. W. W. man)
6. Rahim's notes on election ballots cast for different candidates.
7. Receipts for money collected by Rahim for the Socialist Campaign Fund from Hindus resident in Vancouver, B. C.
8. Copy of address to H. H. the Gaekwar of Baroda.
9. Letter from St. Johns, Oregon, (written, I think, in Gujerati)
10. Letter from the Govt. of India to Hindustani Association.
11. Newspaper clipping re Bombs.
12. Copy of photograph of I. W. W. demonstration in Vancouver, B. C.
13. " " " " " " " "
14. Picture Post Card of Famine stricken victims in India.
15. Pages 109 to 202 of American Review of Reviews re Indian agitation.
16. Front page of pamphlet entitled "Indian Home Rule" by M. K. Gandhi.
17. Copy of pamphlet entitled "Industrial Unionism"
18. Copy of pamphlet entitled "The Philosophy of Socialism".
19. " " " " "History and Economics"
20. " " " " "The Slave of the Farm"
21. " " " " "Socialism and Unionism"
22. " " " " "State and Government"
23. " " " " "The Proletarian in Politics"
24. " " " " "Socialism"
25. " " " " "What means this Strike"
26. " " " " "The Working Class"
27. " " " " "Art, Labour and Socialism"
28. " " " " "The Philosophy of Socialism"
29. " " " " "Constitution and By-laws of the Socialist Party of Canada".

List of Papers etc, continued, (Page 3.)

63. Receipt for \$1.00 from Trent Trust Co, Honolulu.
64. " " \$200.00 " " " "
65. " " \$3.50 " Arlington Hotel, Honolulu.
66. " " \$2.50 " Thomas Robinson, Honolulu.
67. Agreement between H. Rahim and the Trent Trust Co, Ltd. Honolulu.
68. Petition of Hindus calling on Mayor Findlay of Vancouver, B. C. to resign his office as Mayor.
69. Fyle containing a lot of Newspaper clippings.

Note

Numbers 1 to 7 inclusive found
on person of H. Rahim.

W. C. Hopkinson
8/5/12