

**SUHAKAM PUBLIC INQUIRY OF
PASTOR JOSHUA HILMY
RUTH SITEPU**

DATE : 18.02.2020

TIME : 11:20AM

NOTES OF INQUIRY

Coram

Chairman Panel Member 1 Panel Member 2	Dato' Seri Hishamuddin Yunus Dr Madeline Berma Jerald Joseph	CHM PM1 PM2
PDRM Observer	SAC Dato' Mohd Azman DSP Nuzulan Mohd Din DSP Loh Wooi Kee	MA NZL
Family Observer	Philip Koh Cyrus Tui Foo Woei Larissa Ann Louis Kenny Ng Bee Ken Ho Yi Poo (PIC) Chun Ket Teh (PIC)	PK TFW LAL
Bar Council Observer	Roger Chan Andrew Khoo Suria Juan Pillai Lim Heng Seng	RC AK
SUHAKAM Panel	Simon a/l Karunagaram Muhammad Faiz Bin Abd Rahman	SK MFR

1 **Witness**

1	Peter Pormannan a/l Annamalai	PETER
2	Grace Thangamalar a/p Peter Pormannan	GRACE

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1 **START**

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3 **CHM**

Selamat pagi, and good morning. Is the mic on? Ok. Alright. This is a public inquiry, with regards to the disappearance of two persons, namely Joshua and Ruth Hilmy. The terms of reference of this public inquiry are as follows. (a), to determine whether there is a case of enforced or involuntary disappearances, as defined under the International Convention for Protection of All Persons from Enforced Disappearances, and whether it constitutes criminal offence, under the national laws. (b), if (a) has been established at this inquiry, to determine further, No.1, how such violations came about. No.2, what administrative directives, or procedures, or arrangements contributed to such violations. And No.3, which person or persons, or agencies were responsible for such violations. (c), to consider whether the authorities, specifically the Royal National Police, have taken adequate steps to investigate this case. And (d), to recommend measures or guidelines to be taken to ensure that such violations do not recur. SUHAKAM's power to conduct the public inquiry is pursuant to Section 12(1), of the Human Rights Commission of Malaysia, at 1999. Which states as follows, Section 12(1), 'The Commission may on its own motion or on the complaint made to it by an aggrieved person, or a group of persons, acting on behalf of an aggrieved person or a group of persons, inquire into the allegation of the infringement of the human rights of such person or group of persons'. Subsection (2), 'The Commission shall not inquire into any complaints relating to any allegation of the infringement of human rights which, A, is a subject matter of any proceedings pending in any Court, including any appeals, or B, has been finally determined by any Court'. Subsection (3), 'If the Commission inquires, inquiries into an allegation under Subsection 12(1), and during the pendency such inquiry, the allegation becomes the subject matter of any proceeding in any Court, the Commission shall immediately cease to do the inquiry. The power relating to inquiries under Act 597 is provided under Section 14 as follows, the Commission shall, for the purposes of an inquiry under this act, have the power (a), to procure and receive all such evidence written or oral, and to examine all such persons as witnesses, as the Commission thinks necessary or desirable to

1 procure or examine, (b), to require that the evidence, whether written
2 or oral, of any witness, can be given on oath or affirmation, such oath
3 or affirmation being that which could be required of the witness if he
4 were giving evidence in the Court of law, and to administer, or cause
5 to be administer, be administered by an officer, or tries in the behalf,
6 by the Commission on oath, or affirmation to every such witness. (c),
7 to summon any person residing in Malaysia to attend or produce any
8 document or other thing in his possession, and to examine him as
9 witness or require him to produce any document or other thing in his
10 possession. (d), to admit, notwithstanding any of the provisions of the
11 Evidence Act 1950, any evidence, whether written or oral, which may
12 be inadmissible in civil or criminal proceedings. And, finally (e), to
13 admit or exclude the public or, from such inquiry or any part thereof'. I
14 shall now introduce members of this panel. On my right is
15 Commissioner, Jerald Joseph. And on my left is Commissioner, Dr
16 Madeline Berma. And I am the Chairman, Hishamuddin Yunus. I shall
17 now invite the assisting officers from this Commission, and the
18 respective observers to introduce themselves.

19
20 **SK** Good morning Dato' and panel members. I'm Simon Karunagaram,
21 who will be assisting the panel during the process of the inquiry.
22 Thank you.

23
24 **MFR** Good morning panel members. My name is Faiz Bin Abd Rahman
25 from Complaints and Monitoring Division.

26
27 **MA** Assalamualaikum and good morning, Berbahagia Chairman Dato'
28 Seri, and the two Commissioners. I am SAC Dato' Mohd Azman from
29 Bukit Aman, and with my team. Thank you very much.

30
31 [11:30AM]

32
33 **PK** Good morning. My name is Philip Koh. We are on behalf, acting on
34 behalf of Ms Ruth Sitepu's family, with a mandate to do so. Together
35 with me are various members of the Bar, which time and time again,
36 when they come forward to take and facilitate and assist, they will
37 introduce themselves to the panel properly, rather than, because there

1 will be a flexible list of people assisting in this, through the family. So
2 Philip Koh on behalf of Ms Ruth Sitepu, an Indonesian national, who is
3 the spouse of the pastor, Joshua Hilmy.
4

5 **RC** Honourable Commissioners, my name is Roger Chan. I'm the vice
6 president of the Malaysian Bar. With me is the team of lawyers whom I
7 shall now introduce. Mr Andrew Khoo, on my left. Mr Suria, on my
8 right. And behind me, Ms Chandra. Honourable Commissioner, it is a
9 matter of great public interest that the team from the Malaysian Bar is
10 here. So as to see that justice is not only done but be seen to be
11 done. And on behalf of the Malaysian Bar, I'm grateful that we have
12 been invited to sit in as observers. I'm obliged.
13

14 **CHM** Anyone else? Well, I suppose, I have a long list here, but I supposed
15 all, had been introduced. Before I proceed, just a bit of housekeeping.
16 Just to inform those present that, there should be no recording or
17 photography permitted while the hearing is on. So I suppose,
18 photography can stop now, alright. Thank you. I shall begin by inviting
19 the assisting counsel to address the panel.
20

21 **SK** Thank you, Dato'. Dato', I also would like to put on record that,
22 another organization, called KONTRAS, an NGO from Indonesia,
23 have also made application to be observer. And the family member
24 application, we agreed for them to be observer, but they are unable to
25 attend the session today. And for the hearing today, we have called
26 two witnesses, to assist the panel to achieve the term of reference.
27 And before we call the witnesses, dear panel members, perhaps, it's
28 time to check with the observers, whether they have any issues to
29 raise before we begin inquiry.
30

31 **PK** Honourable Commissioners, with permission. On behalf of the family
32 of Sitepu, we would, before the witnesses are called, request in
33 response to the procedure, two major requests. One, we understand
34 that the witnesses being called today consist of the individual making
35 the police report, and the persons' children who, I do not second
36 guess what is going to be led, but who are present in the house, in the
37 relevant time. We would request the Commissioners, panel, to

1 consider allowing the first witness to be called, will be from the
2 member of CAGE, that coalition of body who originally lodged the
3 complaint before the human rights Commission. Why do we ask that is
4 that, this would permit the narrative of the concern of this body, which
5 comes within the section that honourable Chairman have just read, is
6 that the aggrieved body concerned about an enforced disappearance
7 violation of human rights. We would like to, Commissioners to rule, to
8 permit Mr Rama from CAGE to be the first witness. Thereupon, upon
9 the completion, we will hand back over the sequence as may be
10 determined by SUHAKAM. The second request I would like to make,
11 perhaps before the day ends, I understand from the section again, just
12 read by Your Honourable Chairman, there could be exclusion of the
13 public in some instance. I would like to request a short meeting in
14 camera, to discuss a potential sensitive witness, and how to deal with
15 such sensitive witness, due to their sense of vulnerability, and also
16 there is and again not to second guess, in their testimony, they
17 referred to potential witnesses, which, whether or not we would like to
18 call. These witnesses are part of the evidence, which we would like to
19 tender, before the honourable panel for them to draw the necessary,
20 or otherwise conclusion. So two requests, one, to summarize, could
21 we request with permission, that the first witness to be called is Mr
22 Rama, who is part of the CAGE coalition, who has lodged the original
23 report that commences these hearings on enforced disappearance.
24 And two, a short meeting in camera, between all counsels to
25 determine the issue of vulnerable witnesses and potential witnesses
26 that may attract controversies and that did not desire to do so. Thank
27 you very much.

28
29 **CHM** When do you propose to have this short meeting in camera? Is it
30 now? Before we begin the hearing? Or you will raise the issue at the
31 appropriate time, when we are about to call the witness concerned?
32

33 **PK** Mr Chairman, we are prepared to be guided on this. We do not insist
34 that, we are not calling or discussing the in-camera witness per se. We
35 merely wish to articulate or to engage how SUHAKAM approach
36 would be on this. I would, I can mention one item. There could be
37 potential witness from overseas. They are not residing in Malaysia,

1 and they may wish to provide evidence. And I would seek the
2 guidance. I could do this openly too. Would there be possibility of them
3 just filing it through notarial public, or even Skype interview, if they so
4 minded or willing to. Again, I have not taken full instructions, but I'm
5 aware that there are a body of witness, or witness, who have the
6 sense of vulnerability and issues of their identity and their ability to be
7 located is something that they are concerned about.

8

9 **CHM** Yes, I understand your point, but my issue –

10

11 **PK** When do we –

12

13 **CHM** My concern is, whether we should discuss it now, in another room, or
14 you'll raise it when the time comes, and the panel will consider,

15

16 **PK** Sure. I –

17

18 **CHM** Which you prefer?

19

20 **PK** I am happy to wait until then.

21

22 **CHM** Yes.

23

24 **PK** But my concern is, when that takes place, I do not wish to prolong the
25 schedule days, you know. Then we can anticipate and prepare for the
26 ruling. The ruling could be not necessarily in alliance, or alignment
27 with, perhaps the request, and we would need to do something about
28 that. Or the ruling could be, well, it can't be done, then of course
29 there's no impairment of the duration. I am conscious that 14 days had
30 been allocated, and we don't want to... I'm very happy to be guided.
31 I'm alright not to deal with it today. We can deal with it when it arises.
32 So, thank you.

33

34 **CHM** Ok. On the second issue, whether we should call Mr Rama now, or
35 later? Can, now? Or whether we should cross it as, you know, we
36 have planned. Witness No.1, witness No.2, on this I invite Mr Simon to
37 address the panel.

1

2 **PK** And perhaps, sorry. May I interrupt? I also would like to request that
3 since the family and the persons concerned are represented through
4 us, that we are permitted to make a brief opening statement before the
5 witnesses are called. A brief opening to guide how, and we are open
6 to how we are approaching this matter, to guide both the panel and
7 the SUHAKAM counsel, and the PDRM. If that is permitted, I will be
8 much obliged. If not, we will stand down.

9

10 **CHM** We are amenable to that, yes. But, still on, back to the issue, should
11 we call Mr Rama now, or later, Simon?

12

13 **SK** Dato', my opinion on the matter, since we already have called two
14 witnesses today, and we have not record any statement from Mr
15 Rama yet, perhaps it will be good if we can record statement from Mr
16 Rama, before we call him as a witness. So we proceed with the
17 witnesses that we have called today.

18

19 **CHM** Ok. We'll accept your suggestion, Mr Simon. We'll have to record a
20 statement from Mr Rama first, yes. Yes. Before he is justifies, so that
21 being the case, so we'll proceed now, with the first witness. Yes?

22

23 **PK** The opening statement.

24

25 **CHM** Mr Philip Koh, the opening statement, yes.

26

27 **PK** A brief opening statement. Thank you for that, honourable
28 Commissioners. I've introduced myself. My name is Philip Koh, I'm
29 representing the Sitepu family, who hails from north of Sumatera, in a
30 village called Nambiki. A short background of what as counsels, we
31 will lead in evidence, and again of course, without pre-empting the
32 validity or congruence of it to facts. We will try to be brief, very brief.
33 Who is Joshua Hilmy and Ruth Sitepu? Prior to their being missing,
34 they are Bible teachers. They were also social workers, who assisted
35 and taught people, regardless of their race, religion, background, and
36 they rendered assistance to those who are in need. Pastor Joshua
37 Hilmy is a citizen of Malay origin, in Malaysia. And until his conversion

1 to the Christian faith. He adopted the designation and name, Pastor
2 Joshua Hilmy. Pastor Ruth Sitepu, whose name is Rudangta Sitepu,
3 as I have mentioned, is an Indonesian national from Nambiki, a small
4 village hailing from north Sumatra. She has lived in Malaysia for many
5 a years, to lend support to her family. Upon conclusion of seminary
6 studies, Pastor Ruth partnered Pastor Joshua in their pastoral work, in
7 Bible teaching. On the night of 30th November, we will lead evidence
8 to the defect, and as will soon be confirmed by the first witness, from
9 the accounts given by the witnesses. They were both last seen in their
10 home, in Kampung Tunku, Petaling Jaya. Before they left their home,
11 Pastor Joshua, we will again lead evidence, received from an
12 unknown caller, and there was agitated exchange between the two.
13 We shall lead evidence towards the defect. They left the home on the
14 30th November, in their Kancil, and never to be heard of nor seen
15 again. Today, we will be, the first witness will be Peter, police report
16 will be articulated before your panel. Honourable members of panel,
17 are there similarities between the concluded case, where Dato' Mah
18 has found, of, as to Pastor Raymond Koh and En Amri Che Mat? The
19 difficulties we find in taking instructions in this case is that, unlike the
20 two earlier cases, there were eyewitness of both their abduction. In
21 the case of Pastor Raymond Koh, a dramatic CCTV recording of the
22 same. And culling back to the earlier abduction of Amri, there were
23 eyewitnesses too. In our case, there were no eyewitnesses, and there
24 is no eyewitnesses of their alleged disappearance by parties or
25 otherwise.

26
27 **[11:45AM]**

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29 Honourable ministers, honourable Commissioners. It is our case that
30 the disappearance of Pastor Joshua Hilmy, and Pastor Ruth, involves
31 the practice of members from minority faith communities. This also
32 relate back to Pastor Raymond, and of course, Amri. Touching on a
33 fundamental liberty enshrined under our supreme law of the land, the
34 Malaysian Federal Constitution, touching on freedom of religion. We
35 are aware, honourable Commissioners, Article 11(1) of the Federal
36 Constitution states that every person, person, not just citizen. So Ruth
37 Sitepu, Indonesian national, is entitled to this protection. It's not just

1 citizen. Even refugees, migrants, visitors, expatriate workers, they are
2 entitled to a right to profess, and practice the religion, his religion,
3 although we would acknowledge, that under Article 11(4), it is stated
4 that, where state law, or federal law, as the case may be, could be
5 enacted to control or restrict the propagation of any religious doctrine
6 or beliefs among persons professing the religion of Islam. That is
7 acknowledged. Joshua Hilmy was a convert professing and practicing
8 the Christian faith. He had a calling to be a Bible teacher cum pastor.
9 Pastor Ruth Sitepu, as I have articulated, is an Indonesian Christian-
10 born family. We will show, we hope with respect and patience of the
11 panellists, that prior to their disappearance, they have received threats
12 due to their practice of their religion. It is to be noted that to date,
13 family, friends and relatives have received no request for ransom, no
14 communication at all from the two individuals to their family members.
15 As the honourable panel and chair have articulated the terms of
16 reference, we shall not repeat the same. But to remind all of us here,
17 and with humility, the definition of enforced disappearance, under the
18 United Nations International Convention for the Protection of All
19 Persons from Enforced Disappearance, in short, ICPPED, Article 2
20 defines enforced disappearance as, (1), 'The arrest, detention,
21 abduction, or any form of deprivation of liberty by the authorization,
22 support or acquiescence of the state, and followed (2) a refusal to
23 acknowledge the deprivation of liberty, or by concealment of the fate
24 or whereabouts of the disappeared person, which place such a person
25 outside the protection of the law'. In closing, we will humbly and
26 respectfully tender before the learned Commissioners. We are aware
27 of the solemn tasks ahead of us. We recognize that this, the definition
28 of, in ICPPED, were to be fully adopted in our jurisdiction, we would,
29 of course, be aided by that. But the earlier panel have ruled that,
30 notwithstanding it not being replicated under our municipal law, the
31 guidance and the definition would be available for all of us to refer to.
32 My Lady, and my honourable Commissioners, as we know that the
33 enforced disappearance is an arbitrary decision of the state, there are
34 multiple potential infringement, where any victim is subjected to the
35 same. Liberty to life, liberty, life, orderly harm, are all potential things
36 that can be visited to an enforced disappeared victim. We are also
37 aware that when state agencies control the machineries of

1 investigation, the very section you read out to about the role of the
2 police, but as found by the earlier panel, that what do we do? As the
3 great Ciceronian comment, when the guard dogs themselves need
4 guarding, where do we find recourse? The further dilemma is that, if
5 there is an enforced disappearance victim, which are conducted by
6 state actors, or agents, whose very duties under law is to protect the
7 citizenry and people within that country, wherein do the victims, or
8 even witnesses who wish to give evidence, find a protection? Today,
9 we commences, we commence this hearing. We humbly will bring
10 evidence before the learned Commissioner, and we hope that the
11 critical issue, where all of us gathered here and even outside aware of
12 what's happening, peace loving people in this country, and throughout
13 the world and region, that there ought not be any measures outside
14 legal processes to detain, deprive liberty, or life, safe in accordance of
15 law. Thank you very much.

16

17 **CHM** Thank you. Thank you, Mr Philip Koh. I have a question to ask. The
18 date of disappearance of Pastor Koh, Raymond Koh, when is the
19 date? When is the date?

20

21 **PK** It's on the 13.02.2017.

22

23 **CHM** The date of disappearance, or the alleged disappearance, when the,
24 last heard of, of Pastor Joshua and Pastor Ruth, when was it? When
25 was it?

26

27 **PK** It is our case that, when they exited their family home, on the 30th
28 November, both Pastor Joshua Hilmy and Ruth Sitepu hurriedly posed
29 an agitated phone call, that that date, they were disappeared.

30

31 **CHM** November?

32

33 **PK** Because since that date, we have heard nothing from them, and we
34 will lead evidence that friends of theirs received no communications
35 through WhatsApp, nor Facebook.

36

37 **CHM** November which year is it?

1
2 **PK** 30.11.2016.
3
4 **CHM** So they disappeared first? '16?
5
6 **PK** Yes.
7
8 **CHM** November. And in February the following year –
9
10 **PK** No, 30th November is for Joshua Hilmy and Ruth Sitepu –
11
12 **CHM** Yes.
13
14 **PK** 13.02.2017, for Pastor Raymond Koh. And saudara Amri from Perlis
15 Hope, a very interesting critical date, which is relevant, we will soon
16 produce evidence on that, which is 24.11.2016. Six days from the
17 alleged disappearance, which we will need to find the finding of Amri
18 Che Mat was on 24th November, at around near midnight. An
19 eyewitness says he was abducted.
20
21 **CHM** Raymond Pastor, Raymond Pastor –
22
23 **PK** Yes.
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25 **CHM** Pastor Raymond Koh.
26
27 **PK** Yes.
28
29 **CHM** And Pastor Joshua, and Pastor Ruth.
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31 **PK** Yes.
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33 **CHM** They know each other? They all know each other.
34
35 **PK** I have no direct evidence where Pastor Raymond Koh know of Joshua
36 Hilmy, but Ruth Sitepu is a very well-known figure among Christian

1 faith communities, and I believe that the family member of Raymond
2 Koh are familiar with Ruth Sitepu. Susannah Koh.

3

4 **CHM** Family member of?

5

6 **PK** Raymond Koh's family. Like Pn Susannah Koh, the complainant,
7 before this SUHAKAM, the, Mrs Raymond Koh, she is aware of Ruth
8 Sitepu.

9

10 **CHM** And they belong to the same church?

11

12 **PK** Mr Chairman, churches in Malaysia are a very diverse lot. Alright.

13

14 **CHM** Yes, I mean, same denomination?

15

16 **PK** Not, well, yes. In that sense that, they are, what is a broad-based word
17 we may use, though it's not confined, what we call, non-mainline
18 denominations. The mainline denomination's churches are the Roman
19 Catholic, the Anglican, the Methodists, the Presbyterian, Lutheran,
20 they are mainline churches. Some of them have acts of parliament.
21 Then we have non-mainline denominations, where it had gathered
22 under the rubric called evangelicals. Alright. So I would, if you, we
23 need a classification, although, whether the pastor would, Pastor
24 Raymond Koh belongs to the evangelical church. Pastor Joshua Hilmy
25 and Ruth, they are independent itinerant Bible teachers. They are not
26 strictly affiliated to any one denomination, but for broad-based
27 classification, we may classify them under evangelicals. With, I hope,
28 that's helpful. We're, we are quite happy to adduce or help in this, and
29 they, and since I'm on the floor, and straight away we acknowledge
30 the pastorship of Joshua and Ruth. They are not like, ordained pastors
31 by institutions. You follow me? They are just recognized by their
32 giftedness as Bible teachers. And because of the word pastor come
33 from a Greek word in new testament means shepherd. They care for
34 their sheep. So the word pastor merely means they are recognized in
35 their giftedness of caring for their sheep. So they are called pastor.
36 Both of them. Pastor Ruth has her own ministry, among women and

1 among children who are brought before her. And Pastor Joshua Hilmy
2 was also recognized as a pastor and –

3

4 **CHM** Whereas Pastor Raymond Koh is ordained?

5

6 **PK** Pastor Raymond Koh, again, the evangelical free church which he
7 hails from, alright, they have no strong ordination process, but he was
8 and recognized as a pastor in the evangelical free church. So in that
9 sense, he is an ordained recognized person in a clear faith community
10 known as the evangelical free church, which is a particular
11 denomination under the broad-based rubric called evangelicals, which
12 straddle very conservative quietist tradition to very strong charismatic,
13 Pentecostal, miracle working pastors. So this is a whole diversity of
14 Christian denominations.

15

16 **CHM** Have you submitted to SUHAKAM a copy of your opening speech
17 today?

18

19 **PK** We have not, we will do so.

20

21 **CHM** Yes. Please.

22

23 **PK** We will tender the document. We can actually do so now. Can we
24 pass to the officers?

25

26 **PK** Alright. Thank you so much for... any questions, Commissioner?

27

28 **PM2** Yes. Mr Philip, thank you. Just to clarify the terminology, pastor, self-
29 proclaimed pastor or by the community, I understood –

30

31 **PK** Yes.

32

33 **PM2** How you managed. Is that definition, while they are in Malaysia, or
34 Ruth was already an ordained pastor in Indonesia? Was there a
35 differentiation between that definition, also in Indonesia, or it's only for
36 the Malaysian?

37

1 **PK** We, I have no direct evidence about Ruth's designation in Indonesia.
2 For a large period of her adult life, when he came over to Malaysia,
3 she was first working in a factory, commercial. Then when he
4 worshipped in a local community church in Perak, she then took on
5 seminary studies. Upon the graduation, she ministered to those in
6 need, and that designation, and you used the word self-designation,
7 it's not holy self, oh, I call myself pastor. There is a sense of the
8 respect given to teachers, like cikgu, alright. Once we are cikgu, we
9 always say cikgu. Once Yang Arif is the judge, we call you judge, sir.
10 So that kind, it's not as if he arrogated to themselves, oh, call me
11 pastor, no. They were just humbly doing their work, and because of
12 their pastoral care, a word which is used in faith community, caring for
13 people who are puzzled, lost, seeking meaning in life, and health, and
14 work, they are known as pastors. So they did not reject that
15 designation, and they do call themselves pastors. I think when Ruth
16 returned to her family regularly, before her disappearance, she would
17 be recognized among the faith community, as doing pastoral work in
18 Malaysia. I will say that.

19
20 **PM2** Yes.

21
22 **PK** Alright? I hope that's helpful. Can I be of help, Doctor?

23
24 **PM1** Ok. Thank you very much, Philip. Just one question.

25
26 **PK** Sure.

27
28 **PM1** Do you have any, or rather, any info, when that, Amri? Joshua and
29 Amri, converted to Christianity?

30
31 **PK** We do have.

32
33 **PM1** Alright.

34
35 **PK** We have a baptism certificate.

36
37 **PM1** Ok.

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PK Unfortunately, in a sense, we, nobody is representing Pastor Joshua directly, because none of the family members are willing to cooperate. And I guess, even the PDRM tried, kindly if I may ask Tuan to confirm that, to reach out to them. So technically, we, Joshua Hilmy is not represented.

PM1 Ok.

PK But if you would like us to adduce evidence of his baptism, or his conversion, we can try to assist the panel. Alright. But we could also, through a witness, perhaps introduce the evidence to, just to keep a record as to the timing of his conversion, and then post his conversion.

[12:00PM]

Some of the activities that he engaged in, in our case again, attracted strong criticism from the Muslim community, and elements within the Muslim community. I think it is fair question, Doctor, to ask. Perhaps, if you could assist the panel on that, we will reveal our evidence, and try to do so through a relevant witness, to assist the panel. Would that be helpful?

PM1 Yes.

PK Alright. We take note of that request, and we will certainly do so. And, but we are cognisant of trying to minimize any negative impact to the wider community in our evidence too. So we don't want to, as it were, be too robust about some of these. Just enough of evidence to help make relevant findings. We are trying our best to do our duty without that.

CHM Thank you. Before we begin with the actual hearing, anyone from among the observers would like to make, to address the panel? No? Alright. Ok. So Mr Simon? Please proceed.

1 **SK** So thank you Dato'. Now we will call the first witness, Mr Peter
2 Pormannan. Selamat tengah hari, Mr Peter.

3

4 **PETER** Selamat tengah hari.

5

6 **SK** Saya Simon.

7

8 **PETER** Ok.

9

10 **SK** I'm the assisting officer, who will be assisting the panel members.
11 Sebelum kita bermula, boleh En Peter angkat sumpah?

12

13 **1**

14 **Nama** : **Peter Pormannan a/l Annamalai**

15 **Umur** : **58**

16 **Alamat** : **62, Jalan Mata Kucing, 41100, Klang, Selangor**

17 **Pekerjaan** : **Insurance agent**

18 **Bersumpah dan memberi keterangan dalam Bahasa Inggeris**

19 **Masa** : **12:02PM**

20

21 **Pemeriksaan utama (Examination in chief) Peter Pormannan a/l Annamalai oleh**

22 **Simon a/l Karunagaram**

23 **Masa : 12:02PM**

24

25 **SK** Mr Peter, saya akan bertanyakan beberapa soalan.

26

27 **CHM** Mr Simon, your witness affirms in English. Here, you are, you ask in
28 English or Bahasa Malaysia?

29

30 **SK** I can do English. I can do it in English.

31

32 **CHM** So which one? Which, you are at home more in English or in Bahasa
33 Malaysia?

34

35 **PETER** More in English.

36

37 **CHM** Ok, then.

1
2 **SK** Alright.
3
4 **CHM** In English.
5
6 **SK** Mr Peter, thank you for coming, and attending the inquiry today. I'll be
7 asking you several questions, and please, when you answer, please
8 answer the panel, to the best knowledge that you have about the
9 incident. Can you introduce yourself? Your name, your IC number and
10 your current address?
11
12 **PETER** My name is Peter Pormannan s/o Annamalai. My IC number is [REDACTED]
13
14 **CHM** Are you ok? Mic jauh ya, jauh daripada mic itu, ya.
15
16 **PETER** Ok.
17
18 **CHM** Can you get closer to the mic, the mic?
19
20 **PETER** Ok. My name is Peter Pormannan s/o Annamalai. My IC number is
21 [REDACTED]. For my address is, 62, Jalan Mata Kucing, 41100,
22 Klang, Selangor.
23
24 **SK** Thank you. What is your current occupation?
25
26 **PETER** I'm a life, insurance agent doing life and general.
27
28 **SK** Mr Peter, do you know Joshua Helmi?
29
30 **PETER** Yes. I do.
31
32 **SK** How about Ruth Sitepu?
33
34 **PETER** Yes. I do know her.
35
36 **SK** Ok. Can you tell the panel members, how do you know Joshua Helmi?
37

1 **PETER** There was one morning, when I was attending a group prayer. After
2 which, when I came out of the place, he bumped into me, or rather he
3 came to me and introduced himself.
4
5 **CHM** Hold on. A group prayer?
6
7 **PETER** Yes.
8
9 **CHM** Where? Where was it? Where?
10
11 **PETER** It was in a –
12
13 **CHM** A house? A church? Or where?
14
15 **PETER** No, it's a office. Yes.
16
17 **CHM** Where? Where is the office?
18
19 **PETER** It's in Klang. In Bayu Tinggi.
20
21 **CHM** Ok. Yes. Ok. Proceed. Carry on.
22
23 **SK** Do you remember when was that? When was that?
24
25 **PETER** It's been a long time now. It's probably somewhere in, not too sure of
26 the date. Because it's been a long time now.
27
28 **SK** Year? At least the year?
29
30 **PETER** Somewhere in 2012.
31
32 **CHM** Yes, you're about to narrate to us? Yes. That, the incident? Yes.
33
34 **PETER** Ok. Then he called, introduced himself, and then asked if we could
35 have a chat over a cup of coffee. And which I did, sat with him, and
36 introduced himself. He did share things like, he said he was a
37 Christian, he shared his life experiences. And then that he liked to

1 help people. And along his way, he has done such visits to friends.
2 And he likes to pray for the sick and needy. And he also, I believe that
3 time I came to know that he also likes to open his house for those who
4 need temporary accommodation or to stay. And so after that, we met
5 a few times, to get to know him more, and he to know me more. Then
6 after a, sometime, he did come over to my house to visit. And it which
7 time, he did not have a, he had no permanent place of stay in Klang. I
8 did provide him a place to stay overnight, in my house. Then we had
9 things to share. And later after several, or maybe a year or two, my
10 mother-in-law passed away. Since he has mentioned that he doesn't
11 have a permanent place to stay, I spoke to my wife and her siblings.
12 They decided to open the house, the mother's house to stay. It was in
13 Kampung Jawa, Klang. And he stayed there for almost a year, I
14 should say.

15
16 **SK** Mr Peter, can you tell when was that? Which year?

17
18 **PETER** I can't remember the year. Maybe it is –

19
20 **SK** How long after your first meeting with him?

21
22 **PETER** Maybe about, one or two years. Yes.

23
24 **SK** So he stayed in the house belong to your mother?

25
26 **PETER** My mother-in-law.

27
28 **SK** Mother-in-law?

29
30 **PETER** Yes.

31
32 **SK** Ok. Since then, how often you note (12:08:38PM) or communicate
33 with Joshua Hilmy?

34
35 **PETER** It's either by phone or, I seldom visit because he's always on the
36 move, he goes to places, between Klang, maybe Penang, maybe

1 Ipoh. He likes to travel and visit people. And maybe two or three
2 times, over the phone. And maybe once he may come around to visit.
3

4 **SK** And this is why he was staying at your mother-in-law's house?
5

6 **PETER** Yes.
7

8 **SK** And how long he stayed there?
9

10 **PETER** Like I mentioned, I think, it was almost a year.
11

12 **SK** A year?
13

14 **PETER** I think almost a year.
15

16 **SK** Then what happened after that?
17

18 **PETER** After that he was, he used to travel. He moved up to, I'm not too,
19 exactly sure, but somewhere in Ipoh or Penang, he stayed around.
20 And at a later time, he also mentioned that he moved up to PJ. A
21 house was made available, he was staying there.
22

23 **SK** From your communications or interactions with Mr Joshua Helmi, can
24 you tell the panel about the background of Joshua Helmi? His
25 occupation, his activities, whatever information you know about him.
26

27 **PETER** Occupation-wise, I don't know of him working in a permanent place.
28 His activities, like I mentioned earlier, he likes to visit people. He likes
29 to share about his life experiences of how he got to know God in a
30 personal way. And this is what he will share with his friends, and those
31 who he come in contact with.
32

33 **SK** Did he explain in detail about his religious activities?
34

35 **PETER** Like I, as I mentioned, he likes to visit people, he likes to pray for
36 them, he likes to share with them of how he found, or how his life was

1 transformed after he experienced God in his life. And these are the
2 same things that he would share with the others.
3
4 **CHM** When you first met him, he was alone, or with his wife?
5
6 **PETER** He had come with his wife.
7
8 **CHM** So he stayed at your mother-in-law's house –
9
10 **PETER** Yes.
11
12 **CHM** In Kampung Jawa, with his wife?
13
14 **PETER** With his wife.
15
16 **CHM** Ok.
17
18 **SK** Do you know anyone, any friends or next of kin of Joshua Helmi?
19
20 **PETER** No, not really.
21
22 **SK** You mentioned just now, you know Ruth Sitepu, right?
23
24 **PETER** Yes.
25
26 **SK** I'm, can you also tell the panel what you know about Ruth Sitepu?
27
28 **PETER** She's a pleasant lady. But, and I also know that she comes from
29 Indonesia.
30
31 **SK** What about her occupation, or activities?
32
33 **PETER** From what they had shared about Mr Joshua Helmi, that she was a
34 pastor.
35
36 **SK** When was the, just to describe, how many times you would have met
37 Joshua Helmi or Ruth Sitepu?

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PETER From the time I met till... Could be 30, 40 times? Can't remember.

SK And do you usually meet them in person, or you, use, or do you call, you know, use any social media?

PETER At times, it was over the phone, hand phone. And at times, in person. More frequently in person, because I don't speak much on the phone.

SK And when was the last time you met or communicate with Joshua and Ruth?

PETER It's probably about one month or so before I heard the news of his missing.

SK One month before? October?

PETER Somewhere in October.

SK Alright. Since you have meet both of them in person, and you have also communicated through phone. Do you know if either Joshua, or Ruth, or both of them, have received any kind of threats from anyone?

PETER This is something that I received, or information from my children. Can I elaborate a little bit about my children? You see, as I provided a place for him to stay, over in Klang, when he moved to Kampung Tunku, and he came to know that my children were doing their studies over in PJ, they were travelling to and fro, he decided to open up his house, allowed them to stay. Two rooms, he gave. And that's how it started, their staying with Mr Joshua Hilmy.

[12:15PM]

And it is my children who one day conveyed the news that he has not turned up to the house. Because, many times he will go out visiting friends, and he'll come back after extended period of time. But this time around, he did not come back.

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SK Ok, before I go further into that, beside the threats, have Joshua, or Ruth, or both of them, have any time, during your meeting or communication with them, shared check any problem that they faced?

PETER No.

SK You mentioned about two children staying with them. Do you mind telling the panel who are your children?

PM2 Sorry, Mr Peter. Mr Peter, you mentioned you have met him so many times. Are all your meetings about him sharing his faith experience? You don't talk about other matters, such as his threats, or something else? Or is it all related to only him sharing his faith experience in that 30, 40 –

PETER His faith experiences, and life experiences, yes. Not about threats.

PM2 Difficulties? Other parts of him being a pastor in Malaysia, nothing of that sort? Just purely about faith journey?

PETER Faith journey. Mostly.

CHM You are a Christian yourself?

PETER Yes, I am.

CHM You go to the same church, with Mr Joshua?

PETER No. I attend the Tamil Methodist Church.

CHM Where?

PETER In Port Klang.

CHM And do you know which church Mr Joshua normally go?

1 **PETER** No, I don't. No.
2
3 **SK** So you have not attend any program together with them?
4
5 **PETER** No.
6
7 **SK** Ok. You mentioned about your children.
8
9 **PETER** Yes.
10
11 **SK** Can you tell the panel who are your children? Their name?
12
13 **PETER** My children, my daughter is Grace Thangamalar. And my son is
14 Josiahnandan Emmanuel Peter.
15
16 **SK** So they informed you about Joshua and Ruth, went missing?
17
18 **PETER** Yes.
19
20 **SK** When did they inform you?
21
22 **PETER** It must be somewhere in, because he always goes and he doesn't tell.
23 My children conveyed this somewhere in January, February, along
24 that month.
25
26 **SK** 2017?
27
28 **PETER** After he went missing.
29
30 **SK** 2017.
31
32 **PETER** '17. Yes.
33
34 **PM1** Simon, can I just ask? What was your immediate reaction, when you
35 first heard from your children that Pastor Joshua and Ruth did not
36 come back?
37

1 **PETER** I was troubled. I was troubled...
2
3 **PM1** Why?
4
5 **PETER** Within me, because I have known him to be a very nice person,
6 honest, sincere. And he does not have any money problem. He just
7 trusted God and lived on. So we had things in common in this area.
8 So it was my concern. Why he had gone missing.
9
10 **SK** How long did your children stayed in the house?
11
12 **PETER** Must have been close to about, three years. Not less than three years.
13
14 **SK** Three years?
15
16 **PETER** Yes. Till they finished their studies.
17
18 **SK** Alright. Is that period before and after the disappearance of Joshua
19 Hilmy and Ruth Sitepu?
20
21 **PETER** Before. Yes.
22
23 **SK** And after?
24
25 **PETER** And, yes. And short period after.
26
27 **SK** So which is between 2016?
28
29 **PETER** Yes.
30
31 **SK** To 2000?
32
33 **PETER** '18 is it?
34
35 **SK** '18, yes?
36
37 **PETER** Yes.

1
2 **SK** During your children's' stay at the house in Kampung Tunku, did they
3 mention any threats that which Joshua, or Ruth Sitepu, or anything
4 unusual happened to him, them?
5
6 **PETER** No, There was only one, they related to me of one incident of threat.
7 When they were on a semester break during that time, but, because
8 Mr Joshua frequently goes on visits, he will leave the keys with them,
9 and sometimes put the keys to whom he opens the house for them to
10 stay. And during that one time, my children were told to collect the
11 keys from whoever was staying there and when my daughter had
12 gone to collect the keys, she was informed and told that something...
13 a heated conversation or argument over the phone took place. And
14 there were words like, 'I am not disturbing you, why are you disturbing
15 me?'. And immediately after that, I was also told that they hastily left
16 the home. And that is exactly what I was told.
17
18 **CHM** By your?
19
20 **PETER** By my children, my daughter,
21
22 **CHM** Children.
23
24 **SK** Who told your children?
25
26 **CHM** Yes, who told your children?
27
28 **PETER** This person who was staying in that house, in that house of Mr Joshua
29 Hilmy, at that time when my children were on semester break.
30
31 **CHM** Oh, there was a person staying there?
32
33 **PETER** Yes. Like I said, they allowed some friends or people who came and
34 needed a place to stay, he will open the house for them to stay there.
35
36 **CHM** Ok, alright.
37

1 **PETER** Yes.
2
3 **SK** Ok. And you don't know who's the person?
4
5 **PETER** I will not know.
6
7 **SK** When your children were staying in the house, do you visit them?
8
9 **PETER** Yes, I did. A few times I brought some food for them and I went. And
10 at times, Mr Joshua Hilmy will invite me into the house to have a cup
11 of coffee and for over a chat.
12
13 **SK** So you have visited your children.
14
15 **PETER** Yes.
16
17 **SK** You have also visited Joshua in the house.
18
19 **PETER** Yes.
20
21 **SK** And you did not heard or saw anything unusual?
22
23 **PETER** No.
24
25 **SK** So upon receiving information that Joshua Hilmy and Ruth Sitepu is
26 missing, so what was your action then?
27
28 **PETER** I waited for a period of time, and after which I felt I should at least
29 lodge a report because I was more concern on what has happened to
30 them.
31
32 **SK** Before lodging a police report, did you try to contact them?
33
34 **PETER** Maybe a couple of times, yes, I called.
35
36 **SK** Telephone?
37

1 **PETER** Yes.
2
3 **SK** Any other means?
4
5 **PETER** No, no other means.
6
7 **SK** And it was, what was the term, the phone, was the phone ringing or?
8
9 **PETER** There was no reply, but I just can't remember whether the phone was
10 ringing or not. Only no reply.
11
12 **CHM** Do you still have their phone number? You still have their phone
13 number?
14
15 **PETER** I don't have. It's not... I don't have.
16
17 **CHM** You don't have his phone number?
18
19 **PETER** It's been just so long. No, I don't have.
20
21 **CHM** But you lodged a police report. You lodged a police report, I presume.
22 You lodge a police report?
23
24 **PETER** Police?
25
26 **CHM** You lodged –
27
28 **PM2** You lodged a police report?
29
30 **PETER** Yes, I did lodge a police report.
31
32 **CHM** So did you provide the police, his phone number
33
34 **PETER** I think so.
35
36 **CHM** Think so, yes.
37

1 **PETER** I think so.
2
3 **CHM** Ok, alright. Yes.
4
5 **SK** We have the copies of the police report, but before tendering them, I
6 have a few more questions.
7
8 **CHM** Sure.
9
10 **SK** Besides contacting Joshua and Ruth, did you try to contact any
11 other... their friends, family members?
12
13 **PETER** I didn't know of any family members personally.
14
15 **SK** Friends?
16
17 **PETER** No.
18
19 **SK** Ok. So you mentioned that you have lodged a police report. Dato', we
20 have a copy of the police report, will like to tender it.
21
22 **CHM** Police report is dated the 06.03.2017.
23
24 **PETER** Yes.
25
26 **CHM** 6th of March, yes? How long did you wait before lodging this police
27 report, how long?
28
29 **PETER** I think he went missing in November. So, because of his frequent
30 visits and travelling out, and at times, a longer period of time, so I
31 guess this is also another time when he has gone somewhere.
32 Because he left, yes. So that is why I had to wait, for sure until I know
33 that this is something unusual. Then I lodged a police report. Because
34 he's never missing or gone for such a long time.
35
36 **CHM** Do you know his occupation? His –
37

1 **PETER** His occupation?
2
3 **CHM** Yes.
4
5 **PETER** No. I didn't know –
6
7 **CHM** What he does for a living?
8
9 **PETER** All that I know was, he will go and visit and... like I mentioned earlier,
10 he will share his life experiences and share about God to others and
11 pray for them if they are sick. If there is a need, with whatever means
12 he has, he tries to help.
13
14 **CHM** So how do we describe his occupation then? A preacher? Bible
15 teacher? A preacher? Social worker?
16
17 **PETER** You can call him a social worker with also some knowledge of the
18 bible, which he shares with us very much.
19
20 **CHM** And do you know how he sustained himself? His source of income?
21
22 **PETER** He just trusted God and he does just by some, probably I may call
23 them well-wishers or someone who blessed him. That's about it.
24
25 **CHM** You mean, he lives on donation? Is that what you're trying to say?
26
27 **PETER** For whatever services he provided, he was probably given a gift of
28 love. You may call it donation, if it is the right word.
29
30 **CHM** So in other word, you don't know his source of income?
31
32 **PETER** I don't.
33
34 **CHM** Ok, right, yes.
35
36 **SK** Mr Peter, after lodging the police report, did the police contacted you?
37

1 **PETER** Yes, they called me several times. They called me to the police station
2 in PJ for questioning. And there I spent several hours, from a little
3 after noon till evening. And later, there was also a police officer who
4 came over to the house and asking me to reaffirm or check the report
5 that I had made.
6

7 **SK** Mr Peter, maybe just to help us to understand. Some of the question
8 may be, some of the question may be answered, but just to make it
9 structured, and for our of understanding.
10

11 **PETER** Yes.
12

13 **SK** So the police did contact you. Do you know who is the IO, the
14 investigation officer for the report?
15

16
17 **PETER** The one in PJ, I... there were one inspector and one ASP. I remember
18 the ASP's name, ASP Supari.
19

20 **SK** And is it him who contacted you?
21

22 **PETER** No. There's someone else. An inspector who called me. I can't recall
23 his name at this juncture. I don't know.
24

25 **SK** And how long after you lodged a police report they contacted you?
26

27 **PETER** Must be within a month or two. Within that period, I think.
28

29 **SK** Within a month or two?
30

31 **PETER** Yes. From March, between –
32

33 **SK** Are you sure?
34

[12:30PM]
35
36

37 **PETER** I am not fully sure. I can't remember.

1
2 **SK** So were your statement recorded by the police?
3
4 **PETER** Yes, it was.
5
6 **SK** It was. And you know who recorded? Or where?
7
8 **PETER** It was in PJ.
9
10 **SK** PJ. IPPD PJ?
11
12 **PETER** Yes.
13
14 **SK** And do you remember the name of the officer?
15
16 **PETER** No, I don't.
17
18 **SK** Was it ASP Supari?
19
20 **PETER** ASP Supari was one of them, yes.
21
22 **SK** One of them.
23
24 **PETER** Yes.
25
26 **SK** You mean there were more than one person during –
27
28 **PETER** Yes, there were two.
29
30 **SK** Two?
31
32 **PETER** There were two.
33
34 **SK** Was it the inspector you mentioned just now?
35
36 **PETER** Yes.
37

1 SK So –
2
3 PETER An inspector.
4
5 SK And inspector and ASP Supari.
6
7 PETER Yes.
8
9 SK How many times you were called by police to assist in the
10 investigation?
11
12 PETER My first time was to make a report. The second time was for
13 questioning.
14
15 SK Which is recording of statement?
16
17 PETER Yes, recording of statement. And the third time, I was also called
18 again, where I did mentioned a police officer came over to the house.
19 And later I was asked to come over to Sungai Way police station. And
20 again they, he asked me several questions.
21
22 SK So police recorded further statement after the first time?
23
24 PETER Yes.
25
26 SK Ok. You remember when? Month?
27
28 PETER I can't remember.
29
30 SK When it was in 2017, after you lodged a police report, but you don't
31 recall when?
32
33 PETER Yes.
34
35 SK After week, month?
36
37 PETER Yes.

1
2 **CHM** Police came to the house?
3
4 **PETER** Yes.
5
6 **CHM** Which house? Whose house?
7
8 **PETER** My house.
9
10 **CHM** Your house.
11
12 **PETER** 62 Jalan Mata Kucing.
13
14 **CHM** Jalan?
15
16 **PETER** Mata Kucing.
17
18 **PM1** His address.
19
20 **CHM** Where, Klang?
21
22 **PETER** Yes, to Klang,
23
24 **CHM** What about Joshua's house?
25
26 **PETER** They never came to that house.
27
28 **CHM** Never?
29
30 **SK** You mean, you did not assist the police? Did you visited Joshua's
31 house with the police? Have you?
32
33 **PETER** The house in Kampung Tunku?
34
35 **SK** Yes.
36
37 **PETER** Yes.

1
2 **SK** You have?
3
4 **PETER** At the time of the questioning, they asked whether I could show them
5 where he stayed.
6
7 **SK** Ok.
8
9 **PETER** And then I took them to Kampung Tunku to show them the house.
10
11 **SK** Ok. This was –
12
13 **CHM** Oh, in other words, the police also came to Joshua's house then?
14
15 **PETER** Yes.
16
17 **CHM** At Kampung Tunku?
18
19 **PETER** Yes.
20
21 **CHM** Alright, ok.
22
23 **SK** This was after your first statement was recorded or after the second?
24
25 **PETER** First statement.
26
27 **SK** First statement. So you took them to the house?
28
29 **PETER** Yes.
30
31 **SK** Ok, then what happened then, at the house?
32
33 **PETER** They asked to see the house, but they could not get in because I
34 didn't have the key.
35
36 **SK** You didn't have the key.
37

1 **PETER** And then they just asked, inquired around the neighbours, a couple of
2 them. And they also asked me if I could get hold of the key. Which I
3 did. And probably a day or two after, I opened... got the key and
4 opened the house for them to do whatever is needful.
5
6 **SK** Ok. When the first time you went with the police officers, do you, can
7 you remember who were the police officers?
8
9 **PETER** ASP Supari was one of them. And another police personnel who was
10 driving the car, yes.
11
12 **SK** Personnel, alright. And the second time you went when you already
13 got the key?
14
15 **PETER** ASP Supari came and I can't remember if there was another person
16 and I can't remember their name.
17
18 **SK** Ok. So the second time you –
19
20 **PETER** Because I came... I went on motorbike. They came by car.
21
22 **SK** Right, so you met at the house?
23
24 **PETER** Yes.
25
26 **SK** Ok. So the second time, you had the key and the police managed to
27 enter into the house.
28
29 **PETER** Yes.
30
31 **SK** So what happened then in the house?
32
33 **PETER** They –
34
35 **SK** You went in together with them?
36
37 **PETER** Yes, I did.

1

2 **SK** Then can you the panel what happened?

3

4 **PETER** They looked around and they... if they could find any proof of
5 evidence. And also they went into his room, where he had stayed and
6 they found that the way they had left, nothing was tidy. Because, you
7 know, it was like a rushed, that's the state. And they looked around for
8 things which they could be of help to them, meaning for investigation
9 purpose, yes. And there was nothing much. Then they left.

10

11 **SK** And you saw the situation, the condition of the house?

12

13 **PETER** Yes.

14

15 **SK** Was anyone else was staying at the... in the house at that point of
16 time?

17

18 **PETER** No, nobody was staying there, nobody.

19

20 **SK** And where were your children at that point of time?

21

22 **PETER** They were already back home. They were back to my house in Klang.

23

24 **SK** They have vacated then?

25

26 **PETER** Yes. They did go there once or twice to take some things back.

27

28 **SK** So after the visit together with the police, after police called you
29 again?

30

31 **PETER** Yes, they did call me a couple of times, if I have heard of any news of
32 Mr Joshua Hilmy calling or his whereabouts.

33

34 **SK** Did the police provided you with any updates?

35

36 **PETER** They told me that they also have not got any information of his
37 whereabouts.

1

2 **SK** Can you recall when... how long the communication with the police
3 lasted? After you lodged the police report, after you went to the house
4 and after that period, how long your communication with the police?

5

6 **PETER** Did they call back?

7

8 **SK** Yes.

9

10 **PETER** Maybe about two months after and maybe another additional months,
11 two, three months, four months, they called to ask.

12

13 **SK** And two, three months after?

14

15 **PETER** Yes.

16

17 **SK** And after that, any update from the police?

18

19 **PETER** No.

20

21 **SK** Did you contact the police for any update?

22

23 **PETER** I think I called them to once to check.

24

25 **SK** Once?

26

27 **PETER** Yes.

28

29 **SK** And what was the reply?

30

31 **PETER** No, nothing. They have not got any information.

32

33 **SK** And who you were communicating with?

34

35 **PETER** I think it was one Sergeant Sibi (12:36:46PM).

36

37 **SK** Sergeant Sibi.

1

2 **PETER** Yes. From Sungai Way police station.

3

4 **SK** Sungai Way police station.

5

6 **PETER** Yes.

7

8 **SK** And why him? Why him?

9

10 **PETER** Because he... I was told that he was assigned on that matter,
11 because it was in Kampung Tunku. Probably that area came under
12 their supervision or...

13

14 **SK** Besides the police, who else... have anyone else approached you to
15 investigate the missing of, the disappearance of Joshua and Ruth?

16

17 **PETER** No.

18

19 **SK** Do you know if Joshua and Ruth was, were under investigation by any
20 other authorities besides the police?

21

22 **PETER** He did mentioned that he was sought after, this he mentioned. He was
23 sought after by some, maybe the religious department.

24

25 **SK** When was that?

26

27 **PETER** In the... maybe two or three years after, two years maybe, one or two
28 years after I got to know him. Because he, I remember he mentioned
29 that.

30

31 **SK** That could be in 2014?

32

33 **PETER** Possible.

34

35 **SK** Possible.

36

37 **PETER** Yes, it is possible.

1
2 **SK** And can you remember what specifically he said? Which religious
3 authority?
4
5 **PETER** No, I can't remember. Religious authority, yes. The names, I may not
6 remember.
7
8 **SK** Did he share with you what kind of the, incident specifics?
9
10 **PETER** Something related to what he believes in. His faith, as being a
11 Christian. So, and he may share his life experiences with others. So
12 maybe related to that he had some enquiries or some authorities who,
13 wanting to know his activities.
14
15 **SK** Did he tell you that he was questioned by the religious authority?
16
17 **PETER** There was a time once he did mention to me. And because his IC, his
18 ID card had mentioned that he's a Muslim or Islam. He did mention to
19 me that he had requested for it to be taken off, since he claimed he,
20 he told me he was a Christian. And to which I was told that the... it
21 was not done. That's all I know.
22
23 **SK** Ok. When he related that incident to you, the way, the manner he
24 described to you is more like a investigation by the authority or as a
25 threat to him?
26
27 **PETER** It was an investigation.
28
29 **SK** Investigation.
30
31 **PETER** Not a threat.
32
33 **SK** Besides the religious authorities, any other agencies?
34
35 **PETER** Not that I know of.
36
37 **SK** Do you know if they faced any kind of travel ban to overseas?

1
2 **PETER** No.
3
4 **SK** They have been blacklisted by immigration department?
5
6 **PETER** No.
7
8 **SK** You don't know or you're guessing?
9
10 **PETER** I don't.
11
12 **SK** You don't know.
13
14 **PETER** To my best knowledge, there was not. To my best knowledge, there
15 was not.
16
17 **SK** You mentioned that when you visited, you have visited your children in
18 Joshua's house, do you recall if you saw anyone else in the house?
19
20 **PETER** Yes, couple of times I did see some others. For me they are strangers.
21 Not people I know. They did... they were staying there.
22
23 **CHM** Can you tell me what race they were?
24
25 **PETER** There was Chinese. There was one or two foreigners, also there.
26 Maybe they looked, maybe they looked like someone from the Middle
27 East.
28
29 **CHM** Any Malays?
30
31 **PETER** Not the time when I was there, no. No Malays.
32
33 **SK** Do you know why they were staying there?
34
35 **PETER** Like I mentioned, sometimes they have nowhere to go and they come
36 around here, they are looking for a place to stay. So he comes in
37 contact. How, I will not know. But then after, probably a conversation,

1 then he opens up his place for them to come and stay. Some seemed
2 to be, from what he shared with me, some troubled minds and people
3 who were disturbed did come to him to get some counsel, I should
4 say.
5
6 **CHM** What sort of house is it? Is it a terrace house? A bungalow house?
7
8 **PETER** It's a bungalow house.
9
10 **CHM** A bungalow house.
11
12 **PETER** It's a bungalow house.
13
14 **CHM** Kampung Tunku?
15
16 **PETER** Kampung Tunku. Very close to the cemetery.
17
18 **CHM** Single storey, double storey?
19
20 **PETER** Yes, single storey.
21
22 **CHM** Oh, I see. And do you have any idea who was the owner of the
23 house?
24
25 **PETER** Probably some years later. Because my children had mentioned that it
26 belong to an Indian family. The house belonged to an Indian family.
27 Because one of the bill was lying around in the house, the utility bill.
28 So it mentioned a name. So it was some Indian people.
29
30 **CHM** You, can tell us a name?
31
32 **PETER** The name was something like Selvakumar or Selva. It's all I know.
33
34 **CHM** And what's the relationship between Joshua and the owner of the
35 house? Is he, was he renting it? Or it was his... allowed to use the
36 house free of charge?
37

1 **PETER** Yes, he was allowed to use the house free of charge. If I can vaguely
2 remember, he had gone somewhere to Butterworth to stay, and this
3 family were staying there before. This is the little I know about them.
4 And when he came down here, I think they offered and opened up the
5 house for them to stay, knowing that he doesn't have a permanent
6 place of stay.

7

8 **CHM** Was that house in Kampung Tunku used, sort of... also used, a place
9 for prayers or teaching of any religion?

10

11 **PETER** Not to my knowledge. Except that there was people coming and
12 staying there, as I know. Because my children have shared with me.
13 Other than that, I was not told of any activities. Moreover, my children
14 were always... after their college, they will be in their room. They
15 would not know what was happening outside. Yes.

16

17

[12:45PM]

18

19 **PM1** Can I just ask something? Do you know if Joshua has other Malay
20 friends who have converted to Christianity? I mean, together with him?

21

22 **PETER** Friends, yes. A few of them who he mentioned. Friends.

23

24 **PM1** He did mention?

25

26 **PETER** Friends whom he had visited. Whether they became Christians or not,
27 I will not know. One, during one or two of his visits, he did bring one or
28 two friends along. One was an Indian, I remember. A Tamil speaking
29 friend.

30

31 **SK** Mr Peter, just one question about Sergeant Sibi. You have
32 communicated with him. Do you meet him in person or just through
33 phone calls?

34

35 **PETER** First time I mentioned was, he came to my house. When he said he
36 wanted me to check some things and immediately sign the document.
37 I was a little hesitant, so to speak.

1
2 **CHM** Please speak a bit louder, yes?
3
4 **PETER** I was a little hesitant, so I wanted to know what exactly it is. So then I
5 refused to sign it there and there. The he said, it is ok if you do not,
6 don't sign it, but later he asked me to come over to the police station
7 in Sungai Way. And after which, he asked me all the questions and
8 then I signed it for verification.
9
10 **SK** And you know what document you signed?
11
12 **PETER** It is about the, all those questions that I was asked at the PJ police
13 station, asked by ASP Supari, which he wanted to double confirm,
14 yes.
15
16 **SK** Do you suspect anyone over the disappearance of Joshua Hilmy and
17 Ruth?
18
19 **PETER** No, I don't. I will not know.
20
21 **SK** Do you have any other information that can assist the panel in this
22 case?
23
24 **PETER** I wish I had, but no, I don't have.
25
26 **SK** Alright. I have no further question. Thank you.
27
28 **Masa : 12:47PM**
29
30 **CHM** Thank you. Now I would like to invite other parties, observers, if they
31 would like to ask the witness questions.
32
33 **TFW** Good morning, Mr Chairman. We have a few questions to ask about
34 the –
35
36 **CHM** Please introduce yourself clearly. Clearly.
37

1 **TFW** My name is Cyrus, Cyrus Tui.
2
3 **PK** Assigned by me, ok. Assigned by me.
4
5 **CHM** And...
6
7 **TFW** Yes, Sir, together with Mr Philip.
8
9 **CHM** I see.
10
11 **PK** I apologise, My Lord. This... we have assigned various duties to
12 various lawyers who are helping. And in this case, Mr Foo, Cyrus Foo
13 will be assigned to help clarify from Peter.
14
15 **CHM** Your mic is not on.
16
17 **PK** Sorry, Sir.
18
19 **CHM** Ok, alright.
20
21 **PK** We have assigned, as I explained this, we have various lawyers who
22 have volunteered, we would like to use their services. And Mr Cyrus
23 Foo will be helping with this particular witness, on behalf of Sitepu's
24 family.
25
26 **Pemeriksaan balas (Cross-Examination) Peter Pormannan a/l Annamalai oleh**
27 **Cyrus Tui Foo Woei**
28 **Masa : 12:48PM**
29
30 **TFW** So, Mr Peter, you mentioned earlier about, there's a visit, about 30 to
31 40 times you met have Joshua and Ruth Hilmy over the course of six
32 years.
33
34 **PETER** Yes.
35

1 **TFW** So the assisting office have asked you on the question where, did
2 he... what he shared with you. You mentioned that he shared his life
3 experience. His life experience and also his faith.
4

5 **PETER** Yes.
6

7 **TFW** Any other things that he shared with you? Is there any other things
8 that he shared with you over these 30, 40 meetings?
9

10 **PETER** There are one or two things that I remember that he shared. That he
11 likes to invent. And he likes to invent and I think one of the invention
12 he did was coconut skin peeler. He also showed me a paper cutting.
13 And he also said he tried to invent a small aeroplane. He did share
14 with me. And those are the two things he did share with me. He was
15 very creative and he also, about his faith, he did share when he saw,
16 especially the wives of the missionaries who came over here. Who
17 started schools, who started hospitals, who started community service
18 centres for the people he got attracted to it, so it made him to wonder
19 why they would want to do all these things. So he became curious and
20 he made a lot of research. He's one man who likes to read a lot of
21 books. And thereby, that made him to want and to long to be a
22 Christian. Because the helping heart, that was what he was looking
23 for. And –
24

25 **CHM** When you first came to know him, his age, when it comes to his age,
26 how old do you think he was? Or he is?
27

28 **PETER** I think he must be about, a few years younger to me. Probably about
29 53, 54 years old. This is to my understanding.
30

31 **CHM** I presume he's a born a Muslim?
32

33 **PETER** Yes, he's a born Muslim.
34

35 **CHM** Muslim, yes. Did he relate to you, how he came to embrace
36 Christianity?
37

1 **PETER** For him, as I mentioned, he always does a lot of reading and findings.
2 And that is one of the means by which he was touched. And he also
3 had good time to read the various religious books, The Hindu books,
4 the Islam books and even the Christian books. So he made a lot of
5 comparison studies.
6
7 **CHM** And eventually embraced Christianity?
8
9 **PETER** He embraced Christianity, yes.
10
11 **CHM** Did he tell you around what age did he became a Christian?
12
13 **PETER** No, I can't remember, no. But there are one or two things that he did
14 mentioned, if I'm allowed to say.
15
16 **CHM** Yes, sure, sure.
17
18 **PETER** I think in the Malay practice or the Muslim faith, they will have a will
19 and their suppression of their wealth for the parents, children or the
20 siblings. To which he said, I will not want anything of it. I will let it, the,
21 my other siblings have it. I don't want and I will live my life the way
22 God has called me to.
23
24 **TFW** Now you mentioned in your... you mentioned earlier, Mr Peter, that he
25 like to help people. Is there any, anything specific that he mentioned to
26 you or he shared with you, or you see how he helped people? Is there
27 any specific thing that you can share about Joshua? About his life, his
28 behaviour?
29
30 **PETER** For one thing, I don't know his means of income. But whatever little he
31 had, whenever there were people who were in need, he will try to
32 provide for them. If they were sick, he would go an extra mile. If they
33 need to be taken to some place where they can be treated, he will
34 also do that. And he will counsel them. He will talk to them, he'll tell
35 them about the facts of life and how he found life interesting, and how
36 it could also help them. And –
37

1 **TFW** So he helped people.
2
3 **PETER** Yes.
4
5 **TFW** People in general? All kind of races?
6
7 **PETER** Yes, general.
8
9 **TFW** All kind of races?
10
11 **PETER** All kind of races, yes.
12
13 **TFW** Yes. So over the conversation that you have with Mr Joshua and this
14 Ruth, over the years, you said that, earlier on you said, did he share
15 with you any of his problem that he faced with the authorities. You
16 mentioned about religious authorities. Other than that, did he share
17 anything specific to you over the conversation?
18
19 **PETER** No.
20
21 **TFW** So do you have any knowledge that... you say, he's being sought
22 after. Other than religious authority, do you have any other knowledge
23 about that? Other than religious authorities? Did he mention anything
24 about the police or any authorities?
25
26 **PETER** Not that I can remember, no.
27
28 **TFW** Ok. So I refer to your police report, you made a police report. Earlier
29 on you mentioned that you think that you have provide the police with
30 the, Joshua's handphone number.
31
32 **PETER** Yes.
33
34 **TFW** So did the police update you on the investigation on the handphone
35 number that you have provided?
36

1 **PETER** They did mention that they tried calling several times on the phone,
2 but they have not received any response.
3
4 **TFW** Any other things that the police update you on the...
5
6 **PETER** No, like I mentioned earlier, they did call me a couple of times to ask if
7 I heard of anything about Mr Joshua. And vice versa, I also asked
8 them, did you all hear about anything, have you all found any
9 information of his disappearance.
10
11 **CHM** Before I proceed further, Mr Simon, shall we move the report in
12 exhibit?
13
14 **SK** Yes, I just wanted to do that, yes.
15
16 **CHM** So this is our first exhibit?
17
18 **SK** Yes, they marked it as Exhibit 1.
19
20 **CHM** Exhibit 1 then. This report shall be marked as Exhibit 1.
21
22 **TFW** So you mentioned earlier, Mr Peter, that they came over to your
23 house. The police came over to your house, asked you sign a
24 document.
25
26 **PETER** Yes.
27
28 **TFW** Do you remember what document is that?
29
30 **PETER** It is actually the questioning, the questions that I was asked in the PJ
31 police station. And they had brought a copy of that for me to verify and
32 to say that all these, the things that I had mentioned.
33
34 **TFW** Yes. Do you mind if I ask, what are the question that you have
35 provided to... what are the questions and what are the answers that
36 you have provided to the police? Are they the same as of now you
37 have given the statement?

1
2 **PETER** Yes.
3
4 **TFW** Is there anything more to add that you can remember?
5
6 **PETER** I can't remember.
7
8 **PM2** Mr Peter –
9
10 **TFW** Ok, the police visited the –
11
12 **CHM** Hold on.
13
14 **PM2** Mr Peter, you know only Joshua or... since you been so close to
15 Joshua, you'd also be close to Ruth, and your family would be close to
16 Ruth and Joshua? Or you only keep with... talking to only Joshua?
17
18 **PETER** No, I spoke to both of them, but as I know, Ruth Sitepu is not
19 outspoken person in the sense, because when the husband speaks,
20 she's always remain silent. Only at times when we had something that
21 to, to relate with, she will share something with us.
22
23 **PM2** Whenever you meet Ruth, Joshua and Ruth, is it you alone or with
24 your wife or children?
25
26 **PETER** Most of the time it was me alone. Because I used to travel on
27 motorbike for my work to KL and back. And so in PJ, Kampung Tunku,
28 you know, while I just dropped in, I will meet them.
29
30 **PM2** Ok. Do you have Ruth's phone number at that time?
31
32 **PETER** No, I don't have, not at all.
33
34 **PM2** No? Thank you.
35
36 **TFW** Ok, Mr Peter, I come back to the police visit to Mr Joshua's house.
37 Joshua, I mean, Joshua and Ruth Hilmy's house. During the visit, you

1 were there, just now you confirmed. So you opened the room for them
2 to look around. So did they take anything from the house?
3
4 **PETER** No.
5
6 **TFW** Did they take any pictures?
7
8 **PETER** Pictures, yes. One or two pictures, they did take, yes.
9
10 **TFW** Ok.
11
12 **PETER** Of the room and the seating area, the...
13
14 **TFW** Of the room and the seating area?
15
16 **PETER** Yes.
17
18 **TFW** Any other articles did the police seize from the house?
19
20 **PETER** Not to your knowledge.
21
22 **TFW** So the police visited the house how many times? Only one time? To
23 your knowledge.
24
25 **PETER** Yes, once.
26
27 **TFW** Once. So during the visit –
28
29 **PETER** The first time was, they visited the house but they could not go in.
30
31 **TFW** Ok.
32
33 **PETER** I didn't have the keys.
34
35 **TFW** Ok.
36

1 **PETER** Then they asked me to get the keys, which I did and then they went in
2 to do their investigation.
3
4 **TFW** So when they go in together with you, is your children together with
5 you as well?
6
7 **PETER** No, they were not with me.
8
9 **TFW** No.
10
11 **PETER** They were not there.
12
13 **TFW** I refer to your earlier statement. You mentioned about the phone call,
14 that he received a phone call, you mentioned about that.
15
16 **[01:00PM]**
17
18 **PETER** Yes.
19
20 **TFW** Do you still remember?
21
22 **PETER** Yes.
23
24 **TFW** Yes, about the phone call incident, did you mention that to the police,
25 in your statement?
26
27 **PETER** I may have mentioned.
28
29 **TFW** So Mr Peter, about the phone call again. So do you tell the police that
30 this phone call could be something that provide the police for the
31 investigation? Do you remember anything about the phone call, the
32 police asked you about information?
33
34 **PETER** They did ask me if I knew anybody or any names of the people,
35 whoever had spoken on the phone, which I did say no.
36

1 **TFW** But you did provide the police with the phone calls information and the
2 phone number as well? Joshua's phone number?

3

4 **PETER** Yes.

5

6 **TFW** Mr Peter, do you know if Ruth have a phone number as well? Does
7 she carry a cell phone?

8

9 **PETER** I think so, yes.

10

11 **TFW** Yes. Do you have Ruth's phone number as well?

12

13 **PETER** No, I don't.

14

15 **TFW** Ok.

16

17 **PETER** Because most of the time I only communicated with Mr Joshua Hilmy.

18

19 **CHM** It's 01:00PM, 01:00PM So it's a good time to take a lunch break. Shall
20 we? And we'll resume sharp at 02:00PM, one hour.

21

22 **TFW** Ok, alright. Thank you.

23

24 **CHM** Ok.

25

26 **JRB** Bangun.

27

28

29 **END**

30

31 **TIME** : 01:02PM

32

33

34

35

36

37

1 DATE : 18.02.2020

2 TIME : 02:04PM

3

4

START

5

6 CHM We'll continue with the examination of the first witness.

7

8 TFW We have just a few more.

9

10 PM2 How long more you have?

11

12 TFW Yes, we just have. Yes.

13

14 Sambungan pemeriksaan balas (Continued cross-examination) Peter

15 Pormannan a/l Annamalai oleh Cyrus Tui Foo Woei

16 Masa : 02:02PM

17

18 TFW Mr Peter, yes, you still under oath, just to remind you and we have a
19 few more question, we're just closing. You mentioned earlier that you
20 went with the police to the house and look at the house.

21

22 PETER Yes.

23

24 TFW And you said that, you found that Joshua left in a hurried manner. Can
25 you explain and elaborate on that, what do you mean by in a hurried
26 manner? And what do you see?

27

28 PETER The main thing that I saw was that the bed was not tidied, it was just
29 left, the blanket was just left in a, the blanket was left unfolded and the
30 pillows were all just helter-skelter around, you know? So that's the
31 state it was in.

32

33 TFW Did the police open up the cupboard to see whether they bring their
34 belongings with them?

35

1 **PETER** Yes, they did, they checked and then they saw that all the clothes
2 were there, the bags, the luggage bag was there, nothing seems to
3 have been taken.

4

5 **TFW** Did the police, Tuan, my final question, did the police open up the
6 place and check if his passport is still around?

7

8 **PETER** Yes, they tried looking around for it.

9

10 **TFW** Do you remember, did they find anything?

11

12 **PETER** I can't, I don't remember.

13

14 **TFW** Do you remember if the police take statement from your children that
15 stay with Joshua and Ruth Hilmy?

16

17 **PETER** From my children, no.

18

19 **TFW** Yes, that's all my question, Tuan.

20

21 **Masa : 02:07PM**

22

23 **CHM** Just a moment. I would like to ask again a question which my learned
24 Commissioner earlier asking, not very clear, your answer. Did Mr
25 Joshua have Malay friends?

26

27 **PETER** Yes, he had Malay friends.

28

29 **CHM** Are they like him? You know? Malay converted to Christian?

30

31 **PETER** I will not know because I never met them in person.

32

33 **CHM** You don't know. Many Malay friends?

34

35 **PETER** Maybe a couple of them whom he may have mentioned that he had
36 visited. That's how I know them.

37

1 CHM Ok, right, yes. Andrew, Mr Andrew.

2

3 Pemeriksaan balas (Cross-examination) Peter Pormannan a/l Annamalai oleh

4 Andrew Khoo

5 Masa : 02:07PM

6

7 AK Mr Peter, good afternoon.

8

9 PETER Afternoon.

10

11 AK My name is Andrew Khoo.

12

13 PETER Yes.

14

15 AK I appear here as an observer on behalf of the Malaysian Bar. I have a
16 few questions for you. My first question has to do with your police
17 report. And if I may just, do you have a copy in front of you? Of the
18 police report.

19

20 PETER Yes.

21

22 AK Thank you, now you make the report and your name is there and your
23 IC number is there.

24

25 PETER Yes.

26

27 AK And then I just want to clarify whether this is a mistake or is it this
28 correct? Under the heading, nombor polis or tentera, there is a
29 number there.

30

31 PETER Yes.

32

33 AK Is this your police or army ID number?

34

35 PETER No, it's my old IC number.

36

37 AK Ok, so that's basically an error. That's just your old IC number.

1
2
3
4
5
6
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10
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34
35

PETER Yes.

AK Ok, thank you very much for that. Turning to, perhaps, more important questions. You have informed the inquiry that Pastor Joshua Hilmy was known to be absent for periods of time quite regularly.

PETER Yes.

AK Would you be able to say on average, how long these absences were?

PETER A month.

AK A month, ok.

PETER A month.

AK So I mean, so when he left in November, you did not have any concerns perhaps that he had disappeared because it would have been quite normal for him to be away, so he could have gone up to possibly, December, maybe even January and you wouldn't have been very concerned, would you?

PETER No, my nature of work is such that I'm always on the run move from Klang to KL to do my work and I have very little time to spare to go even make calls. It's just that at times when my children need something, I will go by to Kampung Tunku and I'm just sending them some food, I will come in contact when they are there.

AK Ok, thank you. You made the police report that Pastor Hilmy and his wife were missing in March of 2017.

PETER Yes.

1 **AK** And you say and correct me if I'm wrong, you say that the police
2 followed up on that report maybe a month or two months later, would
3 that be correct?
4

5 **PETER** Yes, I did mention that.
6

7 **AK** What if anything did you observe or feel when the police did call you
8 eventually one or two months later? I mean were you surprised? Were
9 you pleased that someone is following up? What was your reaction to
10 that?
11

12 **PETER** My reaction was not normal because I've never been questioned
13 before so I was called for questioning so I was really not sure of what
14 it is going to be.
15

16 **AK** Ok, so would it be correct to say then that you wouldn't know whether
17 this would have been a normal duration from when you filed report for
18 the police to come or calling to follow up on that report?
19

20 **PETER** Yes.
21

22 **AK** Ok. You also said to the inquiry that how shall I put it? The time frame
23 when the house in which Pastor Hilmy stay in, after he had, your
24 children had left and the people who were staying with him had left, till
25 the time that the police actually asked you to take them to the house
26 to see, how much time had passed?
27

28 **PETER** I think close to about since the time I reported.
29

30 **AK** No, I mean the time when the last inhabitants of the house have left.
31

32 **PETER** Ok. How long?
33

34 **AK** Yes.
35

36 **PETER** It must have been about a couple of months. Maybe two months.
37

1 **AK** Ok, so the house was continued to be occupied until what? Until
2 March of 2017?
3
4 **PETER** No, it's probably ending December or January since.
5
6 **AK** Ok, so it's been longer –
7
8 **PETER** Yes.
9
10 **AK** It's about maybe four or five months.
11
12 **PETER** Yes.
13
14 **AK** And during that time, you had the key, would anybody else had the
15 key to the house?
16
17 **PETER** I was not having the key, it's my children who were having the key so
18 only –
19
20 **AK** I stand corrected.
21
22 **PETER** So only at times when they needed to take something which they may
23 have left that house, they wanted to collect it back, they would have
24 gone.
25
26 **AK** Ok, so in the time that you went, did you go with them? With your
27 children, to help them take this -
28
29 **PETER** No.
30
31 **AK** So when you say that the house was in a state of untidiness or things
32 like that, I mean was that true even from November, December time or
33 was this something that happened subsequently?
34
35 [02:15PM]
36

1 **PETER** No, it did not happen subsequently, when I say the place was left in a
2 state of people leaving in a hurried manner, it was the room I was
3 referring to. The rest of the place was all in order, normal.
4
5 **AK** Sorry, the rest of the house, the leaving room, the kitchen all ok.
6
7 **PETER** Yes.
8
9 **AK** It was just the room that Pastor Joshua –
10
11 **PETER** Yes.
12
13 **AK** And his wife lived in.
14
15 **PETER** Right.
16
17 **AK** I see, thank you. Now you also told the inquiry that you've had many
18 conversations with Pastor Hilmy and he told you about his love of god
19 and how it had changed his life, this and that.
20
21 **PETER** Yes.
22
23 **AK** Did you ever talk about or did he ever talk about the time before his
24 conversion to Christianity? Did he tell you anything about that?
25
26 **PETER** Not much. Only that he was seeking for something that he seemed,
27 was empty within him. In his feelings, looking for something that could
28 give him some peace of mind.
29
30 **AK** You mentioned a little bit that he once said to you that he had some
31 trouble with his identity card, he wanted to, I think if I'm correct,
32 remove the reference to Islam on his identity card but he could not do
33 so.
34
35 **PETER** Yes.
36
37 **AK** Did he ever show you the identity card?

1
2 **PETER** No.
3
4 **AK** So but did he ever talk about even what was his previous name?
5
6 **PETER** All I knew was his name was Hilmy.
7
8 **AK** So you don't know what his birthname would have been.
9
10 **PETER** No, I didn't know.
11
12 **AK** Thank you very much, Mr Peter.
13
14 **Masa : 02:17PM**
15
16 **MA** Honourable Chairman and the Commissioners, at the moment we
17 don't have any question, thank you.
18
19 **PM2** Mr Peter, can I just know whether you were also active like Joshua in
20 sharing about experiences, about evangelizing, about the Bible? Are
21 you also an active member like him in your own church?
22
23 **PETER** In my church, yes.
24
25 **PM2** So he was also present in your church to do some –
26
27 **PETER** No.
28
29 **PM2** It was only directly with you?
30
31 **PETER** Yes.
32
33 **PM2** Ok. So you understood his work because you also do similar kind of
34 church work that he does.
35
36 **PETER** Yes.
37

1 **PM2** You had a church but he didn't have a particular church, right?

2

3 **PETER** Yes.

4

5 **PM2** He was an individual who went anywhere.

6

7 **PETER** Yes.

8

9 **PM2** So there's no one church that he's more regular going to that he sort
10 of can identify or that this my common church, I go either in KL or
11 Klang or Butterworth or Penang.

12

13 **PETER** Not that I know of.

14

15 **PM2** Ok, alright, thank you.

16

17 **Pemeriksaan balas (Cross-examination) Peter Pormannan a/l Annamalai oleh**

18 **Roger Chan**

19 **Masa : 02:18PM**

20

21 **RC** Honourable Commissioner, Roger Chan. Mr Peter, you mentioned
22 that one point –

23

24 **CHM** Hold on. The microphone, yes, alright.

25

26 **RC** Honourable Commissioner, Roger Chan. Mr Peter, you mentioned
27 that one point in your evidence that there is this heated conversation
28 where words to this effect were used, 'I did not disturb you, why are
29 you disturbing me?' now when you were told by your children about
30 that conversation, do you have any idea that conversation was from
31 handphone or from a fixed line?

32

33 **PETER** No, Sir, I would not know.

34

35 **RC** You did not know and during your encounter with the police, did the
36 police give any indication about the link of the telephone
37 conversation? Meaning the caller from that particular handphone and

1 if it's the fixed line, did the police tell you about the source of the call
2 from telephone bill or the something like that?

3

4 **PETER** No, he did not.

5

6 **RC** He did not. So the police did not even tell you as to the source of that
7 call.

8

9 **PETER** Yes.

10

11 **RC** I see. Thank you, Commission.

12

13 **Masa : 02:20PM**

14

15 **CHM** Thank you, Mr Peter, thank you, you may step down.

16

17 **MFR** Panel members, the second witness will be Ms Grace Thangamalar.
18 Hi Ms Grace.

19

20 **GRACE** Hi.

21

22 **MFR** Ok, my name is Faiz, I will be assistant officer to ask you a few
23 questions. Before that can you read the oath first.

24

25 **Nama :** Grace Thangamalar a/p Peter Pormannan

26 **IC :** XXXXXXXXXX

27 **Umur :** 27

28 **Alamat:** No.62 Jalan Mata Kucing, Kawasan Enam, 41100, Klang,
29 Selangor.

30 **Pekerjaan:** Logistics Executive

31 **Bersumpah dan memberi keterangan dalam Bahasa Inggeris**

32 **Masa :** 02:22PM

33

34 **Pemeriksaan utama (Examination-in-chief) Grace Thangamalar a/p Peter**
35 **Pormannan oleh Muhammad Faiz Bin Abd Rahman**

36 **Masa : 02:23PM**

37

1 **MFR** Ms Grace, can you tell the panel your name, your IC number and your
2 current address?
3

4 **GRACE** My name is Grace Thangamalar a/p Peter Pormannan. My IC number
5 is [REDACTED] and I currently live at No.62, Jalan Mata Kucing,
6 Kawasan Enam, 41100 Klang, Selangor.
7

8 **MFR** What is your current occupation right now?
9

10 **GRACE** Currently I'm working as a logistic executive in GOVI Chemicals in
11 Bandar Sultan Suleiman, Port Klang.
12

13 **MFR** Ms Grace, do you know Joshua Hilmy?
14

15 **GRACE** Yes, I do know him.
16

17 **MFR** Do you know Ruth Sitepu?
18

19 **GRACE** Yes.
20

21 **MFR** How do you know Joshua Hilmy and Ruth Sitepu
22

23 **GRACE** Joshua Hilmy and Ruth Sitepu were my father's acquaintance. He
24 brought them over to the house once and that's how we got to know
25 them.
26

27 **MFR** When do you first meet with Joshua Hilmy?
28

29 **GRACE** First met; I can't really remember the year that I first met him because
30 it was quite some time. It could be somewhere early 2008. During that
31 time, yes.
32

33 **MFR** 2008?
34

35 **GRACE** 2008.
36

37 **MFR** Is it at Joshua's house?

1
2 **GRACE** No, the first time I met them they came over to my parents' house.
3
4 **MFR** Klang?
5
6 **GRACE** In Klang, yes.
7
8 **MFR** So since then how many time you met with Joshua and Ruth?
9
10 **GRACE** Since then, actually after 2012 when my grandmother passed away,
11 we actually offered her house for them to stay. So we have met them
12 a few times.
13
14 **MFR** Ok. So do you know any information about Joshua and Ruth in terms
15 of what his occupation, his family members?
16
17 **GRACE** In terms of occupation, we have never heard of him having a fixed job.
18 That means there is no, a routine where they go to work and come
19 and of his siblings of Joshua Hilmy siblings we know that he has
20 mentioned about one younger brother and other siblings but the other
21 siblings I'm not really sure who are they.
22
23 **MFR** Did he mention his name?
24
25 **GRACE** No.
26
27 **MFR** Ok. So if you can describe what kind of character of Joshua or Ruth?
28
29 **GRACE** Ok, Joshua is actually he likes to help people. He's a man who, he
30 always goes around and he likes to visit people and he shares his life
31 experiences with them. He likes to, he goes out for meals and he talks
32 to people and we were, myself and my brother we were actually living
33 with them in Kampung Tunku. So from there, we used to see that he
34 also offers place for people to lodge for those who do not have a place
35 to stay, he will give them a place to stay. And they are, they, at home,
36 they usually in their own space. They like gardening and they do go
37 out here and there. They do travel.

1
2 **MFR** You're saying that you're staying at Joshua and Ruth's house, can you
3 describe when?
4
5 **GRACE** We started living there since 2015 up to 2017,
6
7 **MFR** Can you recall any other person who lived with Joshua and Ruth
8 during your stay?
9
10 **GRACE** During my stay? We had a few people living there but different period
11 of time. Some were for a month; some were for weeks. I think the
12 longest we had were those who lived there for three months, a family.
13
14 **MFR** I see. Do you know his name or her name?
15
16 **GRACE** No, in full their names we do not know.
17
18 **MFR** Ok.
19
20 **PM2** Even brief description, no need the full name but is it a family from
21 where? The one month, three months, just to give indication what kind
22 of people was staying.
23
24 **GRACE** We have a single man, he was living there for about a month plus. A
25 Chinese man, and then after a while, he left. After that we had a family
26 of five children and parents, they were there for about three months.
27 And from where? I'm not really sure but they were there for three
28 months and then they left after that.
29
30 **PM2** Malaysian?
31
32 **GRACE** Yes, Malaysians.
33
34 **MFR** Ok, during your stay in Joshua's house, how many times do you met
35 them in a month?
36
37 **GRACE** Met whom?

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MFR Joshua and Ruth,

GRACE We used to see them every day.

MFR Every day.

GRACE Yes, only when they're not around, we do not see them and if they go out in the morning and by the time they come back, sometimes it's late night and we're all asleep.

MFR So do you know what daily routine that they have in the house?

GRACE Their daily routine, they go out sometimes and sometimes it'll be nearby they go out and get their groceries and all that and then they do gardening. Sometimes they go out and they are back home later, sometimes they also, it could be like three, four days they're away then they just come back.

MFR Is there any religious activities in the house?

GRACE In our house, no.

MFR No. When was the last time you met or communicate with Joshua and Ruth?

[02:30PM]

GRACE The last time would be somewhere during, before October 2016.

MFR October 2016. Do you know whether they have received any threats?

GRACE Personally, I do not know of any.

MFR In your knowledge, do you know any threats?

1 **GRACE** The ones that before he left, during November 2016, before they went
2 missing, I was told that there was a conversation, a phone call and
3 there was a commotion over the phone.
4

5 **MFR** Who told?
6

7 **GRACE** A family who's staying there, not the previous family, but this was a
8 different family, a different couple with their new-born baby.
9

10 **MFR** Ok. Can you recognize their race or –
11

12 **GRACE** They are actually Sabahans and but they weren't living in Sabah, they
13 were living in Penang.
14

15 **PM1** Faiz. Ok, thank you very much, yes. Do you recall, when you used the
16 word, also you dad also used the same word, a kind of a commotion.
17 Was it in English, in Malay or in Indonesian or whatever?
18

19 **GRACE** I was told it was in Malay.
20

21 **PM1** Ok.
22

23 **PM2** Sorry, Ms Grace, you were told first-hand by this Sabahan couple, is
24 it? They told you, the couple that stayed in the house, they were the
25 one that told you.
26

27 **GRACE** Yes, they were the one who told.
28

29 **PM2** In the house?
30

31 **GRACE** Yes.
32

33 **PM2** Of what happened?
34

35 **GRACE** Yes.
36

37 **PM2** Do you remember the details of what was told to you?

1
2 **GRACE** I went there, I went back home, when I went, they were no more,
3 Joshua and Ruth, they were not there. And when I asked them, they
4 told me, they asked me, 'Do you know of anything? Did Joshua Hilmy
5 mention anything to you? Because they just left in haste. They
6 received the phone call and Joshua was saying, 'Saya tidak kacau
7 kamu, kenapa kamu kacau saya?' It was that kind of conversation and
8 they just told the couple that they had to leave that night itself and they
9 just left with their car. That's all I know.
10
11 **MFR** So this was informed to you by the couple. So during your stay, is
12 there any unusual happened?
13
14 **GRACE** During my stay, there was once, at that time it was only me and my
15 brother living there with them, there was once one night they told us
16 that they had to leave that night itself. They had to leave somewhere
17 and after that about a month, they weren't around and they did contact
18 us with a different number.
19
20 **MFR** Ok.
21
22 **GRACE** Asking if anybody had come by the house or was there any
23 disturbance? But we did not experience any disturbance.
24
25 **MFR** Ok.
26
27 **GRACE** But they were away for about a month.
28
29 **MFR** Can you remember the date? What year?
30
31 **GRACE** Can I refer? It happened in December 2015.
32
33 **MFR** December. So all the information you've given now, your brother
34 knows too? Ok, when they came back from, you're saying that they go
35 out for a month, are you asking them what happened?
36

1 **GRACE** We did ask them but they just said that there were some disturbance
2 over the phone and some threats but they didn't actually mention to us
3 in detail. So we only know that there was some threats and they had
4 to leave immediately.
5
6 **MFR** Do you suspect anyone?
7
8 **GRACE** During our stay there, when a family stayed at our place for a night,
9 they came around early morning, after 01:00AM and they left early,
10 they left as early as 06:00AM but they stayed there that night. After
11 they left, all these things actually took place. The thing is, we never
12 got the chance to get to know that family that came because it took
13 place early in the morning, so we were asleep when they came. And
14 we just, we knew that there was a family there, and the next morning
15 when we got up, they were not there.
16
17 **MFR** How many people?
18
19 **GRACE** I'm not sure but it's more than four. When they came in a Preve,
20 Proton Preve.
21
22 **MFR** Can you remember how many adults?
23
24 **PM2** Sorry, Mr Faiz, you're asking question how many people for which
25 group? Which incident?
26
27 **MFR** The family who stayed –
28
29 **PM2** For that 01:00AM to 06:00AM?
30
31 **MFR** Yes.
32
33 **PM2** You used the word 'couple', so four means two couples.
34
35 **GRACE** No, it's a family.
36
37 **PM2** A family, not a couple.

1
2 **GRACE** A family, not a couple,
3
4 **PM1** How do you know they are family members?
5
6 **GRACE** Because Joshua actually asked for my room to be given to them for
7 them to stay.
8
9 **PM1** Ok.
10
11 **GRACE** Because they didn't have enough rooms.
12
13 **PM1** Right.
14
15 **GRACE** Because there was another single person.
16
17 **PM1** Ok.
18
19 **GRACE** Staying.
20
21 **PM1** Right.
22
23 **GRACE** So that's how we know that there was a family. A few of them there.
24
25 **PM1** If I may ask, what ethnic, do you know? He didn't mention. The ethnic
26 of that –
27
28 **GRACE** Malay.
29
30 **PM1** Malay.
31
32 **MFR** They speak Malay?
33
34 **GRACE** Yes.
35
36 **MFR** Alright. When you aware that Joshua and Ruth went missing, what is
37 your next action?

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GRACE Because we were, because we had experienced this before, we assumed that they will return after about a month or so. And we tried calling the number after a few weeks, three weeks plus just to make sure everything was ok and then we couldn't reach them. And that's when I told my father that this had happened.

MFR Who do you contact? Joshua or Ruth?

GRACE Joshua.

MFR Joshua, so you have his phone number?

GRACE I had.

MFR Ok. Can you remember the exact date when you informed your father about this incident?

GRACE The exact date, no.

MFR Month?

GRACE It's about a month after.

MFR Do you know who stayed at Joshua Ruth's house after they went missing?

GRACE Me and my brother were there until April 2017.

MFR Were you contacted by the police?

GRACE Just recently to give my statement.

MFR Before that, do you lodge any police report?

GRACE No, only my father lodged the police report.

1 **CHM** Did you say recently?
2
3 **GRACE** Sorry?
4
5 **CHM** Did you say the police contact you recently?
6
7 **GRACE** Yes, to give a statement.
8
9 **CHM** Recently?
10
11 **GRACE** Just last week.
12
13 **CHM** Last week?
14
15 **GRACE** Yes.
16
17 **PM1** The first time?
18
19 **GRACE** The first time.
20
21 **PM1** The police contacted but your dad they did contact?
22
23 **GRACE** Yes, they contacted him and we went to give the statement.
24
25 **MFR** Can you remember the date?
26
27 **GRACE** Last Tuesday.
28
29 **CHM** What question did they ask you? What question?
30
31 **GRACE** They actually asked how we knew Joshua Hilmy, Ruth and what were
32 their activities and all that. Just the same kind of questions, whether
33 anybody came, any suspicious people, any threats, they did ask all
34 that.
35
36 **CHM** And this was the first time the police ever contacted you.
37

1 GRACE Yes.

2

3 MFR So you were giving your statements?

4

5 GRACE Yes.

6

7 MFR Do you know the police's name?

8

9 GRACE Zulfadhli (02:41:05PM).

10

11 MFR Is there anyone else who came to meet you other than police to
12 investigate this case?

13

14 GRACE No, besides I have been to SUHAKAM, yes.

15

16 MFR Do you have any information other than this to tell the panel?

17

18 GRACE That's all.

19

20 MFR That's all from me.

21

22 Masa : 02:41PM

23

24 SK Just I have a few additional questions.

25

26 Pemeriksaan utama (Examination-in-chief) Grace Thanqamalar a/p Peter
27 Pormannan boleh Simon a/l Karunagaram

28 Masa : 02:41PM

29

30 SK During your stay in the house with Joshua and Ruth, had they at any
31 point of time related any incidents like a threat or beside the one that
32 you mentioned? Any other incidents that have been investigated by
33 any authorities, are they related to you?

34

35 GRACE The only incident was the one regarding the family that I mentioned,
36 they came for a short, that short while and they stayed and went, only
37 after that Ruth did mention to us that there were some problems and

1 they said some problems arise after this family left. But in detail, I'm
2 not really sure. They just told us that we're having some problem
3 because this family had come and left, that's all.

4

5 **SK** How many of them? The family that you're referring to?

6

7 **GRACE** I'm not very sure how many, but if I'm not mistaken there's about four
8 of them, four or five, it could be around only within that range, four or
9 five.

10

11 **SK** Alright, are they all adults or they were children as well?

12

13 **GRACE** They were parents and children were of mixed age.

14

15 **SK** So parents and two plus three children, is it?

16

17 **GRACE** Could be around that.

18

19 **SK** So who –

20

21 **CHM** Just to reconfirm, it's a Malay family.

22

23 **GRACE** Yes.

24

25 **CHM** Ok, right.

26

27 **SK** Ok and who stayed with you? You said because you have to share
28 room, right? So whose –

29

30 **GRACE** I didn't share my room, I gave my room, I let them stay in my room
31 and I just shared the room with my brother for that night.

32

33 **SK** So all of them then used your room?

34

35 **GRACE** Because there were two empty, plus my room and there was another
36 empty room, so they split, so I'm not sure how many slept here

1 because before they came to the rooms, I moved to my brother's
2 room. Just right in front.
3
4 **SK** Ok, that particular night, was there any activity in the house?
5
6 **GRACE** No, it was just regular conversations. Because normally they will talk
7 and all in the hall. Yes, it was just that. Any particular activity, no.
8
9 **SK** And you're sure?
10
11 **GRACE** Not that I know of because it was early morning and we were also like
12 half asleep and then they woke us up and asked for their room. So
13 we were not really sure what was happening.
14
15 **SK** So when you said Joshua and Ruth said some trouble came or
16 problem occurred after this family came and stayed, did they tell
17 exactly what happened?
18
19 **GRACE** No.
20
21 **SK** No. You mentioned about Proton Preve.
22
23 **GRACE** Yes.
24
25 **SK** How do you know?
26
27 [02:45PM]
28
29 **GRACE** Because my brother did see the car because there's a window, the
30 cars are parked inside, so we can actually see the car and he told me
31 that it was a Proton Preve.
32
33 **SK** So you didn't see?
34
35 **GRACE** No.
36

1 **SK** You didn't see. Do you know if Joshua and Ruth have travelled abroad
2 regularly?
3
4 **GRACE** No.
5
6 **SK** No.
7
8 **GRACE** They don't travel abroad.
9
10 **SK** But do they have passport?
11
12 **GRACE** They have but throughout our stay with them, no, they have not
13 travelled abroad, it's always been within the country.
14
15 **SK** Ok, are you aware about any travel ban imposed on them?
16
17 **GRACE** No.
18
19 **SK** No.
20
21 **CHM** How do you know they have passports?
22
23 **GRACE** They have mentioned this because Joshua has been to Indonesia to
24 his wife's place and he has been there, he stayed there and then
25 travelled back to Malaysia.
26
27 **PM1** Grace, if I may extend other question, can you recognize that family
28 that came in the morning? If you were to see them, can you recognize
29 one of them? If you, like example, in this room, would you be able to
30 recognize them? No?
31
32 **GRACE** No.
33
34 **PM1** It's just vague memory, ok.
35

1 **SK** Just to confirm, from the date of incident that couple went missing
2 November 2016, then your dad lodged a police report, until the day
3 and just until last week, the police did not call you at all?
4

5 **GRACE** No.
6

7 **SK** No.
8

9 **GRACE** No.
10

11 **SK** Just last week.
12

13 **GRACE** They were only dealing directly with my father.
14

15 **SK** Ok, thank you.
16

17 **Masa : 02:46PM**
18

19 **CHM** Thank you.
20

21 **Pemeriksaan balas (Cross-examination) Grace Thangamalar a/p Peter**
22 **Pormannan oleh Larissa Ann Louis**

23 **Masa : 02:47PM**
24

25 **LAL** Hello, hi, good afternoon members of panel, Grace, my name is
26 Larissa Ann Louis, I appear on behalf of the family of Ruth Sitepu and
27 we just want to clarify certain questions from what you have
28 mentioned earlier, yes. Just to sort out chronologically, you mentioned
29 that there was a family, right, do you remember around which month
30 or year did this happen?
31

32 **GRACE** No, I cannot recall.
33

34 **LAL** Ok, you –
35

36 **GRACE** But if I'm not mistaken, it took place during 2016. Just before they
37 went missing.

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37

LAL 2016 before they went missing, so this is the same Sabahan family?

GRACE No, the Sabahan family, they were there during that time. This family, sorry, which family are you referring to?

LAL Ok, so let's just clarify, from what you mentioned just now, basically there were two incidents where the conversation was, 'Saya tak kacau kamu, kenapa kamu kacau saya?' ok, just to clarify, one incident happened right before they went missing. And the other incident happened a year before.

GRACE Yes.

LAL So there was two incidents with the, along the same lines of 'saya tak kacau kamu, kenapa kamu kacau saya?'

GRACE Yes.

LAL One incident was related to you by the Sabahan family.

GRACE Yes.

LAL And the other incident, you heard from yourself from Ruth.

GRACE From the conversation, the phone call.

LAL From the conversation of the phone.

GRACE Yes.

LAL And the family with the Proton Preve, this family was in the first incident or the second incident right before they went missing?

GRACE The second incident.

LAL The Preve was the second incident?

1

2 **GRACE** Yes.

3

4 **LAL** Ok, and however just now you said things started happening since
5 that visit. So are you sure it's the second incident or the first incident?

6

7 **GRACE** The second incident. Before the first, during the first incident, after that
8 there was no issues when they came back about after a month.

9

10 **LAL** Ok.

11

12 **GRACE** And then this family came before they –

13

14 **LAL** Which will be a year after or so?

15

16 **GRACE** Yes.

17

18 **LAL** Ok.

19

20 **GRACE** Roughly. And then after they left, this thing took place.

21

22 **LAL** So in relation to the first incident, where they actually left and then
23 they came back and they informed you that there was an issue but so
24 what was the issue in relation to?

25

26 **GRACE** They just, they said that they were disturbed and all.

27

28 **LAL** Ok.

29

30 **GRACE** But they did not give us the details of who and how it happened.

31

32 **LAL** Ok, so basically the first issue, there was no correlation in any incident
33 but the second incident which right before they went missing, there
34 was a correlation according to you, ok.

35

36 **GRACE** Yes.

37

1 **LAL** Thank you and would you normally say it's usual for Joshua and Ruth
2 to actually inform you on their whereabouts?
3
4 **GRACE** Yes, normally.
5
6 **LAL** It's usual, so you would actually know if they're gone for a few days,
7 they would actually drop you a text? Or how does it?
8
9 **GRACE** Normally, it's before they leave, they'll tell us, like they sometimes they
10 go back to Alor Setar, so they tell us that they're going back there and
11 then they'll come back maybe after two, three weeks.
12
13 **LAL** Ok.
14
15 **GRACE** Yes.
16
17 **LAL** So everyday there would be communication between your brother or
18 yourself with Joshua and Ruth?
19
20 **GRACE** Yes.
21
22 **LAL** Yes. So basically, the second incident, when it happened just before –
23
24 **PM2** Sorry, you said with Joshua and Ruth?
25
26 **GRACE** Yes.
27
28 **PM2** So you communicate with Ruth, how? All face to face or via phone?
29
30 **GRACE** Face to face.
31
32 **PM2** There's no phone, everything is they told you and then they leave.
33
34 **GRACE** Phone is only when if they're out anywhere.
35
36 **PM2** They, both?
37

1 **GRACE** No, if Joshua is out anywhere, he will, normally, if phone
2 communication is only with Joshua.
3
4 **PM2** So you don't communicate –
5
6 **GRACE** If it's a phone communication.
7
8 **PM2** You don't communicate with Ruth on the phone.
9
10 **GRACE** With Ruth, it's normally face to face.
11
12 **PM2** Thank you.
13
14 **LAL** Ok, Grace, so just to double confirm, so during the second incident,
15 right before they went missing, you waited for three weeks and then
16 you contacted them again to see if they're ok, right?
17
18 **PM2** Yes.
19
20 **LAL** Because would did that jog your memory of the first incident when
21 someone said the exact same word?
22
23 **GRACE** Yes.
24
25 **LAL** So that did concern you?
26
27 **GRACE** Yes, that gave us a suspicion that something, the same thing might
28 have happened.
29
30 **LAL** Ok and in relation from the time that you lived with them up till the day
31 they were missing, they were only two times where the same phrase I
32 would say, was used about being disturbed?
33
34 **GRACE** Yes.
35
36 **LAL** Ok, I think that's it. Thank you so much, Grace.
37

1 Masa : 02:52PM

2

3 Pemeriksaan balas (Cross-examination) Grace Thangamalar a/p Peter
4 Pormannan oleh Roger Chan

5 Masa : 02:47PM

6

7 **RC** OK Grace, I just have one question for you. When you said that the
8 police contacted you, last week, was that the first time, was that the
9 first encounter with the police?

10

11 **GRACE** Yes.

12

13 **RC** First encounter?

14

15 **GRACE** Yes.

16

17 **RC** That means prior to last week, there was no police contact?

18

19 **GRACE** No.

20

21 **RC** Ok, just one more question, the police officer who came and see you,
22 is it the same police officer who had an encounter with your father?

23

24 **GRACE** He didn't come and see us, we went to –

25

26 **RC** You went to see him lah.

27

28 **GRACE** Yes.

29

30 **RC** The same investigation officer? I mean the police officer who had
31 seen your father, the same person? Or different police officer?

32

33 **GRACE** He was the same one who contacted my father but earlier, when my
34 dad made a report. That was a different officer and he was transferred
35 so when this police officer took the case, he had to meet my dad to
36 clarify.

37

1 **RC** Thank you. No more question.
2
3 **Masa : 02:54PM**
4
5 **CHM** Thank you. Since there is no further question –
6
7 **PM2** I have a question.
8
9 **CHM** Ok.
10
11 **PM2** Can you tell us a bit more about what are the, because we were
12 informed earlier that Joshua is a very knowledgeable, he reads a lot
13 and so what are the kind of materials that you find in the house
14 belonging to them? You said flyers, booklets, books.
15
16 **GRACE** He had a whole room full of books. Knowledgeable books like
17 invention books and all because he likes to invent, he likes to, he has
18 made something related to a plane before this. He has shown us the
19 newspaper cutting but we don't know if it's still there or not. And he
20 has a religious books also in his collection.
21
22 **PM2** Religious books also meaning? Among them, they're some religious
23 books.
24
25 **GRACE** He has Christian religious books in his collection.
26
27 **PM2** Flyers, is there some material, any other material you've seen around
28 written by him? Does he write anything?
29
30 **GRACE** He has written some short, brief flyers and all but I can't really recall
31 about what. It's there, it was there in his collection of books and
32 reading materials.
33
34 **PM2** So it's still should be there in the house?
35
36 **GRACE** Should be there, yes.
37

1 **PM2** Yes.
2
3 **PM1** Did he ever talk to you about Christianity or anything about religion?
4
5 **GRACE** We have our normal conversations because I'm also a Christian.
6
7 **PM1** Right.
8
9 **GRACE** So we do have, we do share our knowledge and all. And other would
10 be just normal conversations because we were studying back then, so
11 he used to ask us what our study related to and those kind of things.
12 So it's normal conversations.
13
14 **PM2** You stayed there for how long? Two years?
15
16 **GRACE** Two years.
17
18 **PM2** Two years in that whole period, was there any time when you noticed
19 people driving past outside or any activities or you got suspicious, it
20 could be a robber or something? Has that, any ever happened ever
21 before?
22
23 **GRACE** No, nothing like that.
24
25 **PM2** You felt very safe, there is no disturbance, nothing.
26
27 **GRACE** Yes, because sometimes we also go out and we're back home late,
28 sometimes and there's no unusual incidents like that.
29
30 **CHM** You were a student then?
31
32 **GRACE** Yes.
33
34 **CHM** While you were staying at the house.
35
36 **GRACE** Yes.
37

1 **CHM** You and your brother? Where were both of you studying?
2
3 **GRACE** City University, Asia Jaya.
4
5 **CHM** But the Malay family that came in the morning, they came at 01:00 –
6
7 **GRACE** 01:00AM.
8
9 **CHM** And left?
10
11 **GRACE** Around 06:30AM.
12
13 **CHM** About four of them, four.
14
15 **GRACE** Four to five.
16
17 **CHM** Apart from this Malay family, were there any other visits from Malay
18 people?
19
20 **GRACE** There was a Malay lady who stayed there for about maybe two or
21 three weeks as well. She was from Malacca. And then this family,
22 besides that, any other Malay, no. But we always had mixed race, we
23 had Indians, we had Chinese, we also had some foreigners who came
24 who stayed there. But they all knew Joshua and Ruth, that's how they
25 were offered a place to stay for temporary.
26
27 **CHM** Ok, alright.
28
29 **GRACE** If I may add, he has a Facebook account and normally these people
30 who come over to the house to stay and everything, he usually takes a
31 picture of them together with him and Ruth and he uploads it and he
32 actually narrates like why where they there and all. But as far as I
33 know, the Facebook account is no longer active so there's no access
34 from what we heard. We have even uploaded a picture of me and my
35 brother together with them and he has narrated how we actually got to
36 know them. He's usually, Joshua is very transparent about whatever
37 he does. He doesn't hide anything.

1
2 **CHM** No question, yes?
3
4 **SK** Just one more question.
5
6 **CHM** One more question.
7
8 **SK** Since you mentioned about Facebook, were you a friend of him?
9
10 **GRACE** Yes.
11
12 **SK** Ok, when you said he is very transparent and posted the photo he has
13 taken, including his religious activities of the photos posted includes
14 that his religious activities?
15
16 **GRACE** There were some.
17
18 **SK** There were some. Were there any, because sometimes public can
19 also comment, right? Did you come across any comments that against
20 his activities or any threats?
21
22 **[03:00PM]**
23
24 **GRACE** I can't really remember because even I deactivated my profile, it has
25 been quite some time.
26
27 **SK** At that point of time?
28
29 **GRACE** At that point of time, I've not come across any negative statements.
30
31 **PM2** May I know, you deactivated your profile, is there a reason linked to
32 this, was on your own –
33
34 **GRACE** No, it's my own.
35
36 **PM2** Ok.
37

1 **SK** No further question. Sorry, you said the lady from Malacca, right, was
2 stayed about two to three weeks. Do you know why she stayed there?
3
4 **GRACE** She needed a place to stay, she was going through some problems
5 that's why they told us, that she just needed a place to stay so she'll
6 be staying with us temporary. And she just left all of a sudden.
7
8 **SK** Why are you saying that?
9
10 **GRACE** She left all of a sudden, so we have no idea why she left suddenly.
11 Only Joshua and Right was aware of her leaving.
12
13 **SK** Yes but when you said suddenly, so why you know, suddenly mean
14 she did not tell you that she –
15
16 **GRACE** Yes, it was –
17
18 **SK** And why are you saying that?
19
20 **GRACE** Because when we spoke to Joshua, we were just having a casual
21 evening talk and we asked what happened to that lady? And they
22 said, 'Oh, she suddenly left because she didn't like it that they were,
23 they actually told her, you know, you can go and look for a job rather
24 than just being around. You can keep yourself occupied' she didn't like
25 that, so she left.
26
27 **SK** No further question.
28
29 **CHM** Thank you, you may step down.
30
31 **GRACE** Thank you.
32
33 **SK** That is the only two witnesses for the hearing today, so no more
34 witnesses for today.
35
36 **CHM** So we can adjourn now.
37

1 **SK** Yes, we can adjourn. The next date will be 2nd of March.
2
3 **CHM** To 2nd of March, yes. 10:00AM.
4
5 **SK** 09:00AM.
6
7 **CHM** Oh dear, 09:00AM. Can we make it at 10:00AM. 2nd of March, yes. At
8 10:00AM, yes.
9
10 **SK** Ok, Dato', 2nd March, 10:00AM.
11
12 **CHM** 2nd of March at 10:00AM for the continued hearing. The session is
13 adjourned.
14
15 **JRB** Bangun.
16
17 **END**
18
19 **TIME** : **03:03PM**

**SUHAKAM PUBLIC INQUIRY OF
PASTOR JOSHUA HILMY
RUTH SITEPU**

DATE : 02.03.2020

TIME : 10:06AM

NOTES OF INQUIRY

Coram

Chairman Panel Member 1 Panel Member 2	Dato' Seri Hishamuddin Yunus Dr Madeline Berma Jerald Joseph	CHM PM1 PM2
PDRM Observer	SAC Dato' Mohd Azman DSP Nuzulan Mohd Din DSP Loh Wooi Kee	MA NZL LWK
Family Observer	Philip Koh Cyrus Tui Foo Woei Larissa Ann Louis Audrey Pillai Kenny Ng Bee Ken Ho Yi Poo (PIC) Chun Ket Teh (PIC)	PK TFW LAL AP KBK
Bar Council Observer	Roger Chan Andrew Khoo Lim Heng Seng Gokul Radhakrishnan Alycia Tan Wei Wenn	RC AK LHS
KONTRAS	Dimas Bagus Anges Yati Andriyani	DBA YA

SUHAKAM Panel	Simon a/l Karunagaram Muhammad Faiz Bin Abd Rahman	SK MFR
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1

2 **Witness**

1	Peter Pormannan a/l Annamalai	PETER
2	Grace Thangamalar a/p Peter Pormannan	GRACE
3	Josiahndan Emmanuel a/l Peter	JOSIAH
4	Ramanathan a/l Manickavasagan	RAMA
5	Selvakumar Peace John Harris	SELVA
6	Ram Ram Elisabeth	RAM
7	Iman Setiawan Sitepu	IMAN
8		

3

4

5

6

7

8

9

10

11

12

13

14

15

16

START

1

2

3 **CHM** Good morning. We'll continue with our inquiry today. I invite assisting
4 counsel, Mr Simon.

5

6 **SK** Good morning, Dato'. We have called several witnesses today. The
7 first witness will be Mr Josiah, Josiahnandan. Can we call him?

8

9 **CHM** Please proceed.

10

11 **KBK** Honourable Dato' Chairman. May I introduce my team on this side. I
12 am Kenny Ng. And today, I have with... Honourable Chairman. My
13 name is Kenny Ng, and this morning, I have with me my fellow
14 counsel, Larissa Ann Louis, Mr Cyrus Tui, who's on the way. And then
15 of course, our Ms Pillai, the back here. Thank you.

16

17 **CHM** Ok. Other counsel? The others? Ok.

18

19 **LHS** Learned commissioners, may we introduce ourselves as observers for
20 the bar council. My name is Lim Heng Seng, together with me are Mr
21 Gokul. Yes. Put the mic on. Yes. My name is, is it on? I don't see the
22 light.

23

24 **CHM** Please help with the mic... Still not on yet.

25

26 **LHS** I'll speak a bit louder then, I suppose. Yes.

27

28 **CHM** Yes.

29

30 **LHS** Yes. My name is Lim Heng Seng. Together with me are Mr Gokul
31 Radhakrishnan, and Alycia Tan. Yes. May I also mention here that,
32 there is a representative of KONTRAS. Perhaps he could introduce
33 himself.

34

35 **DBA** Good morning, panellists. No, it's, not working? Good morning,
36 panellists and everyone. Before I continue, maybe, before I continue,
37 maybe I will speak in Indonesia, so my client here will be understand.

1 Pertama-tama, kenalkan nama saya Dimas Bagus Anges. Saya staf
2 dari Komisen untuk Orang Hilang dan Korban Tindak Keras, atau
3 KONTRAS, yang merupakan peguam, atau pembela daripada
4 keluarga korban di Indonesia, yang menangani kasus dugaan
5 menghilang paksa atas Ruth Sitepu dan juga pasangannya, Joshua
6 Hilmy. Terima kasih.

7

8 **MA** Assalamualaikum and a very good morning, your honourable
9 Chairman, and the commissions. And once again, I'm a senior
10 assistant commissioner, Azman from Bukit Aman, and my team for the
11 PDRM. Thank you.

12

13 **CHM** Sila, Josiah, ya? Thank you for coming to the public inquiry, and to
14 assist the panel members. Can you repeat of oath, that's on the table?
15 Hope you can, you can sit down, I think.

16

17 **W3**

18 **Name** : Josiahnandan Emmanuel a/l Peter

19 **Affirms and states in English**

20 **Time** : 10:11AM

21

22 **Examination in chief of Josiahnandan Emmanuel a/l Peter by Simon a/l**

23 **Karunagaram**

24 **Time : 10:11PM**

25

26 **SK** Thank you. I'll be asking you some questions, and you please, when
27 you answer, please answer to the panel members. Ok. Can you
28 introduce yourself, including your current address and your
29 occupation?

30

31 **JOSIAH** My name –

32

33 **CHM** This would, witness No.3?

34

35 **SK** Witness No.3.

36

37 **CHM** Yes.

1
2 **SK** Yes.
3
4 **JOSIAH** My name is Josiahnandan Emmanuel a/l Peter. I am 25 years old. I
5 live in Klang. In, at No.2, No.62 Jalan Mata Kuching, Kawasan 6,
6 41100 Klang, Selangor. I work as an e-commerce executive in Bayu
7 Perdana, Klang. At Gedung Borong Tigi.
8
9 **SK** Thank you. Do you know Joshua Hilmy?
10
11 **JOSIAH** Yes, I do know Joshua Hilmy.
12
13 **SK** How about Ruth Sitepu?
14
15 **JOSIAH** I also do know Ruth Sitepu.
16
17 **SK** Can you tell us how do you know them, both of them?
18
19 **JOSIAH** I know Joshua Hilmy and Ruth Sitepu through my father, Mr Peter,
20 about a few years' back, my father brought him to our house, with his
21 wife. That's where I first met Joshua Hilmy and Ruth Sitepu.
22
23 **SK** Can you recall when was that?
24
25 **JOSIAH** Probably around year 2008.
26
27 **SK** That was your first meeting with them?
28
29 **JOSIAH** Yes.
30
31 **SK** Then subsequent to that?
32
33 **JOSIAH** After that, I have met them, after I finished my school, before entering
34 college. That is in year 2014.
35
36 **SK** You met them, or?
37

1 **JOSIAH** Yes. I met them.
2
3 **SK** Where?
4
5 **JOSIAH** Met them in, ok, I'm sorry. Before that, year 2013, I met them in my
6 house again. Ok, that's where my father gave, offered my
7 grandmother's house for them to stay. So that's where I met them.
8
9 [10:15AM]
10
11 **SK** That was the second time?
12
13 **JOSIAH** Second.
14
15 **SK** Second time. Then after that, and in your, the statement given by your
16 sister, who is doing the inquiry on 18th February, your sister told the
17 panel that, your sister and yourself had been staying in Joshua's
18 house. Can you confirm that?
19
20 **JOSIAH** Yes. I and my sister, Grace, we were living with Joshua Hilmy and
21 Ruth Sitepu in a house that they got in Kampung Tunku, Petaling
22 Jaya.
23
24 **SK** And the duration?
25
26 **JOSIAH** Duration, two and a half years.
27
28 **SK** From which year, to which?
29
30 **JOSIAH** From 2014 to 2017.
31
32 **SK** 2000? '14?
33
34 **JOSIAH** '14 to 2017 –
35
36 **SK** That about, three years?
37

1 **JOSIAH** Yes. Not full of 2017. The half. Half of the year.
2
3 **SK** Ok. So more than two years?
4
5 **JOSIAH** Yes.
6
7 **SK** Alright. So in that duration, that period, you stayed in their house, do
8 you usually interact with them, talk to them?
9
10 **JOSIAH** Yes. We do, I have interacted with them, talked to them.
11
12 **SK** Ok. Can you then, tell the panel, what you know about Joshua and
13 Ruth Sitepu?
14
15 **CHM** Just a moment. Why are you staying at that house? You and your
16 sister, why were you staying at that house?
17
18 **JOSIAH** We were living there because, we were studying in City University, in
19 Petaling Jaya, which is just around 2km away from the house. So
20 because we wanted a shorter distance to travel, not from Klang, so
21 we, they offered us a house to stay.
22
23 **CHM** Ok. Alright.
24
25 **SK** Sorry.
26
27 **CHM** Ok.
28
29 **SK** Ok. I repeat my question. You want to answer?
30
31 **JOSIAH** Yes, can you repeat the question?
32
33 **SK** Yes, the question, because you stayed with Ruth and Joshua for more
34 than two years. And you said you do interact with them.
35
36 **JOSIAH** Yes.
37

1 **SK** So can you tell the panel members, about what you know about Ruth
2 and Joshua and Ruth Sitepu?
3

4 **JOSIAH** What I know about Joshua Hilmy and Ruth Sitepu is that, they are
5 Christians, so what he does is, he helps many people. People who are
6 in need, they come to him, so he advises them. I don't know exactly
7 what he advises them. And sometimes they go out for meetings in
8 places where people call them to go.
9

10 **SK** You know what was their occupation? What they worked as?
11

12 **JOSIAH** They don't have a specific job. They are not, they don't work.
13

14 **CHM** What sort of help?
15

16 **JOSIAH** Help.
17

18 **CHM** Does he provide to them? Or does they give, what help?
19

20 **JOSIAH** Sometimes, those who have no place to stay, he will provide them
21 with a accommodation. Just for, until they are, they settle themselves.
22 And sometimes he also provide them with meals and, if there is a
23 need, he will provide them with money. There is no other, other than
24 that, there's nothing.
25

26 **PM1** Can I just ask? Ok. Thank you very much. In your interaction with
27 Joshua and Ruth, what are the normal conversations that you have,
28 when you meet them during the two years? The usual conversation,
29 that the things that you, because you keep on saying, you introduced
30 him as, 'He's a Christian'.
31

32 **JOSIAH** Ok.
33

34 **PM1** So what are the conversations that you have? I mean, I'm talking
35 about you.
36

1 **JOSIAH** To me, the conversations we normally have is, how was college, how
2 is your father, because he doesn't meet my father frequently after that.
3 So, then where do they go, or what do they do that day, just roughly
4 they converse. But most of the time, when I and my sister, we go to
5 college, when we come back, they are not at home, so it's not very
6 deep conversations.
7
8 **CHM** You are a Christian yourself?
9
10 **JOSIAH** Yes, I am.
11
12 **CHM** Do you engage discussion about Christianity with him?
13
14 **JOSIAH** No.
15
16 **CHM** No?
17
18 **JOSIAH** No.
19
20 **CHM** Going to church with him?
21
22 **JOSIAH** No.
23
24 **CHM** No?
25
26 **JOSIAH** I, I and my sister, we are there only in the weekdays. Weekends, we
27 go back to our home, and we go to church from there.
28
29 **CHM** You go to church?
30
31 **JOSIAH** Yes.
32
33 **CHM** Where is that? Where is the church?
34
35 **JOSIAH** My church is in Pandamaran. Pandamaran, Port Klang. He has never
36 come there.
37

1 **SK** The name of your church?
2

3 **JOSIAH** The Shalom Tabernacle Malaysia.
4

5 **CHM** You are Catholic, Anglican?
6

7 **JOSIAH** I'm a Protestant.
8

9 **CHM** You're a Protestant? Ok.
10

11 **PM1** How do you know that he likes to help people? Is it what he said to
12 you, or just from your conversation?
13

14 **JOSIAH** He has said it to us, and we have also seen him helping people.
15

16 **PM1** Ok.
17

18 **SK** When you said you have seen him helping people, is it in the house
19 they are staying, or elsewhere?
20

21 **JOSIAH** In the house we were staying.
22

23 **CHM** You never seen him during any counselling work or preaching work in
24 the house?
25

26 **JOSIAH** No. Never seen him doing any counselling or preaching in the house.
27

28 **SK** Ok. You mentioned that they like to help people, right? You also
29 mentioned they don't really work. And do you know where their
30 income coming from?
31

32 **JOSIAH** I don't know exactly, but roughly it's, people bless them. People whom
33 they know, bless them. We don't know who are they.
34

35 **SK** What do you mean by bless them?
36

1 **JOSIAH** Provide them with the things they need. But it's not that they asked for
2 it. Out of –
3
4 **SK** So you mean donation? People donate to them?
5
6 **CHM** Money? In forms of money?
7
8 **JOSIAH** Yes, in forms of money. Material also.
9
10 **CHM** How do you stay there? You stay there free of charge? Free or –
11
12 **JOSIAH** Yes. He never charges anything. It's free of charge.
13
14 **CHM** But you find your own meals?
15
16 **JOSIAH** Yes. I, we find our own meals. We, during these two and a half years,
17 maybe one or twice only we have eaten with them. Other than that, we
18 have it ourselves.
19
20 **SK** Have you went out with them?
21
22 **JOSIAH** No.
23
24 **SK** No? Even not for a dinner, or a cup of tea?
25
26 **JOSIAH** No.
27
28 **SK** No? What else you can tell us about Joshua and Ruth?
29
30 **JOSIAH** What else, in the sense of?
31
32 **SK** Their activities. Besides helping people, giving counselling.
33
34 **JOSIAH** Besides that, they will used to go for these, some body massage or
35 something. Other than that, we don't know. It's for their health.
36
37 **SK** How do they travel?

1
2 **JOSIAH** They travel with a car that they have. A Kancil. Perodua Kancil.
3
4 **SK** Perodua Kancil. Do you know any friends or next of kin of Joshua
5 Hilmy?
6
7 **JOSIAH** During our stay there, for two and a half years, we don't know anyone
8 whom they know.
9
10 **SK** Both?
11
12 **JOSIAH** Yes. Both.
13
14 **SK** Including Ruth?
15
16 **JOSIAH** Including Ruth. But during our stay, once, they are, Ruth's nephew
17 has been there. If I'm not mistaken, it's their nephew.
18
19 **SK** He stayed there?
20
21 **JOSIAH** Yes.
22
23 **SK** You know his name?
24
25 **JOSIAH** No, I don't.
26
27 **SK** Ok. Besides you and your sister, anyone else stayed in the house?
28
29 **JOSIAH** Beside me and my sister, me and my sister, we stayed there, I can
30 say, permanently, same as Joshua Hilmy and Ruth. But during our
31 stay, there were people coming in and going, different, different
32 people. But the same people never came and stayed there again.
33
34 **SK** Ok. Do you remember anyone of them? By their name?
35
36 **JOSIAH** No. I don't. Sorry.
37

1 **CHM** The house have got, it is a single-storey bungalow, isn't it? In
2 Kampung Tunku.
3
4 **JOSIAH** Yes. Single-storey bungalow.
5
6 **CHM** How many rooms?
7
8 **JOSIAH** Five rooms.
9
10 **CHM** Five rooms? Five bedrooms?
11
12 **JOSIAH** Five bedrooms.
13
14 **CHM** You and your sister occupy how many room?
15
16 **JOSIAH** Two rooms.
17
18 **CHM** Two rooms?
19
20 **JOSIAH** It's actually two, four bedrooms. One is like a office. It's made like an
21 office. They never use it as a bedroom.
22
23 **CHM** So four bedrooms, and one office?
24
25 **JOSIAH** Office-setting kind of a room.
26
27 **CHM** You and your sister occupied two rooms?
28
29 **JOSIAH** Two rooms.
30
31 **CHM** So leaving two rooms, leaving two rooms, yes?
32
33 **JOSIAH** No. One for them, Joshua and Ruth. One is vacant.
34
35 **CHM** Who occupies their master bedroom?
36
37 **JOSIAH** Joshua and Ruth.

1
2 **CHM** So visitors will occupy the remaining room?
3
4 **JOSIAH** Yes.
5
6 **CHM** Ok.
7
8 **SK** Do you know who were these people who stayed in the house?
9
10 **JOSIAH** I don't know who are these people who stayed in the house.
11
12 **SK** Have you ever asked Joshua or Ruth?
13
14 **JOSIAH** Yes. We have asked them. They are people whom they randomly
15 meet, and they randomly have a need. So then, he offers them the
16 house to stay. For the time they need.
17
18 **SK** Usually how long they will stay the house?
19
20 **JOSIAH** It's not a consistent how long. Some stay long, some stay for the
21 night, some stay for the week.
22
23 **SK** When you say long, how long?
24
25 **JOSIAH** It's a, the longest was, I think, almost three months.
26
27 **SK** And they just stayed there for, what the reason they stayed there?
28
29 **JOSIAH** Because they didn't have a place to stay. So that's why he offered
30 them a place to stay.
31
32 **SK** Ok.
33
34 **CHM** Just a moment. Can you describe this person who stayed for the
35 longest, three months? Describe what you can remember.
36
37 **JOSIAH** This –

1
2 **CHM** Is it a couple, a man, a woman, or a couple, a family? Who stayed –
3
4 **JOSIAH** They were a family. A family of husband and wife. Four children. Four
5 or five children. I can't really remember.
6
7 **CHM** So how many rooms did they occupy?
8
9 **JOSIAH** They occupied the office room. Only the office room.
10
11 **CHM** A couple with four children?
12
13 **JOSIAH** Yes.
14
15 **CHM** What race?
16
17 **JOSIAH** They were Malays.
18
19 **CHM** Malay and Malaysians?
20
21 **JOSIAH** Yes. But we don't remember their names.
22
23 **CHM** Religion?
24
25 **JOSIAH** Religion? Not sure.
26
27 **SK** Have you –
28
29 **PM1** How do you know they are Malays?
30
31 **JOSIAH** They look Malay.
32
33 **PM1** You have never spoken to them? Within that three months?
34
35 **JOSIAH** No. We only speak to children.
36
37 **PM1** Ok. In what language?

1
2 **JOSIAH** In BM.
3
4 **PM1** BM. Do you know where they come from?
5
6 **JOSIAH** No, we don't know where they –
7
8 **PM1** No idea?
9
10 **CHM** How old were their children?
11
12 **JOSIAH** From 3 to 12 years. Within 3 to 12 years old.
13
14 **CHM** There are two, kan? Two children?
15
16 **JOSIAH** Five, four children.
17
18 **CHM** Four children? Ranging from?
19
20 **JOSIAH** 3 years to 12 years old.
21
22 **SK** And you said you have talked to the children, right? I'm sure you have
23 asked their names, right? So were the names, are Malay names?
24
25 **JOSIAH** The name I can remember is the youngest boy. His name is Jibril.
26
27 **SK** Jibril?
28
29 **CHM** Jibril.
30
31 **JOSIAH** Jibril.
32
33 **[10:30AM]**
34
35 **SK** Alright. Were there any activities involving this family, during their stay
36 in the house? Have you seen Joshua or Ruth giving any kind of
37 counselling to them, or any other activities involving them?

1

2 **JOSIAH** No, I have never seen such activities.

3

4 **SK** Alright. You mentioned about the meeting-like setup room, right? Was
5 that room used actively by Joshua? And what is the purpose?

6

7 **JOSIAH** The room has, it's just a room where he made it like an office, but he's
8 not going to use it for any meetings or gatherings.

9

10 **CHM** Do you know what religion is Joshua and Ruth? What religion, do they
11 belong to?

12

13 **JOSIAH** They said he's, he said he's a Christian. He became a Christian.

14

15 **CHM** He became a Christian?

16

17 **JOSIAH** Yes.

18

19 **CHM** Meaning? What do you mean by that?

20

21 **JOSIAH** He was a Muslim. So he converted to Christian.

22

23 **CHM** How do you know?

24

25 **JOSIAH** This he mentioned to us when he met us in our father's house. The
26 first time when we met.

27

28 **CHM** I see. Did he explain why he became, from a Muslim, he became a
29 Christian?

30

31 **JOSIAH** No. I can't remember. Younger.

32

33 **CHM** I see. But you heard the conversation?

34

35 **JOSIAH** Yes.

36

37 **CHM** And this conversation took place in your father's house? In Klang?

1

2 **JOSIAH** Yes. In Klang.

3

4 **CHM** Ok.

5

6 **SK** Josiah, you, just going back to the issue of people who stayed in the
7 house. When your sister appeared before the panel meeting
8 separately, she mentioned that a family came and stayed a night.
9 They came late, in the night, and they left in the morning. Can you
10 recall that?

11

12 **JOSIAH** Yes. I can.

13

14 **SK** Ok. Which year was that?

15

16 **JOSIAH** It was 2017.

17

18 **SK** Before they –

19

20 **JOSIAH** Before they left. Before they were, went missing.

21

22 **SK** Before they went missing? So they went missing in November 2016.

23

24 **JOSIAH** Ok. No. Yes, in 2016.

25

26 **SK** 2016?

27

28 **JOSIAH** Sorry.

29

30 **SK** Before they went missing? Alright. And can you tell us what you know
31 about the family who came and stayed for the night? That short period
32 of time?

33

34 **JOSIAH** This, actually they are not family. They were all adults. They came in
35 the night, but while we were, we were already in bed, sleeping,
36 suddenly they came. And they were talking to Joshua and Ruth, but
37 we were not there, we were in our room. And then, in the morning,

1 when I got up to leave for college, their car were, was blocking our, my
2 car, so I had to wait for them to take out their car. And that's how
3 much I saw them. That's all.
4
5 **SK** You said all adults. So no children?
6
7 **JOSIAH** No children. As far as I remember, no children.
8
9 **SK** And do you know who are they? Race?
10
11 **JOSIAH** No, I don't know who are they, what race. What race, the, I saw a
12 lady. The lady was wearing tudung. And other men.
13
14 **SK** Malay, Chinese, Indian, other?
15
16 **JOSIAH** Not sure.
17
18 **CHM** Lady look like a Malay?
19
20 **JOSIAH** Malay.
21
22 **CHM** Ok.
23
24 **SK** You mentioned that you saw the car there, because the car was
25 blocking. And your sister also said it was a Proton Preve?
26
27 **JOSIAH** Yes.
28
29 **SK** You saw the car. Is it a private car, or a car belongs to any
30 authorities?
31
32 **JOSIAH** I am not sure, because they were no any logo or any symbol on the
33 car. It was a silver colour Preve.
34
35 **SK** Silver colour?
36

1 **JOSIAH** With the initial of J. Johor number plate. Cannot remember the
2 number plate.
3
4 **SK** Anything unusual happened that night?
5
6 **JOSIAH** No. Nothing unusual.
7
8 **SK** Is it usual for someone, which, because you said, not many people
9 have stayed. To you, someone who came late night and left early
10 morning, is it something common?
11
12 **JOSIAH** No, only this case.
13
14 **SK** So when was the last time you met or communicated with the Joshua
15 or Ruth?
16
17 **JOSIAH** In October 2016.
18
19 **SK** October 2016?
20
21 **JOSIAH** October 2016.
22
23 **SK** Have they shared with you, that they have received any threats, or
24 they are scared of this someone?
25
26 **JOSIAH** Can you repeat the question?
27
28 **SK** You have interacted with them. And your last interaction with them in
29 October 2016. During your stay, your, during your interaction with
30 them, and during your last conversation, any of, any time during this
31 period, have they told you, that they have received any kind of threat,
32 or they are scared of something?
33
34 **JOSIAH** No. Not exactly.
35
36 **SK** Not at all?
37

1 **JOSIAH** Not at all. But there was this once, I think in 2015, we were already
2 going to bed, at that time, suddenly, we heard a loud noise. He was
3 talking on the phone, very loudly, in a angry tone. Then after that, they
4 left. They said they have to leave now, and they left. They never tell us
5 why. And after that, they were missing for, I think, two months. But
6 then they called us and said 'we'll be coming back'.
7
8 **SK** When he called you? They called you, or?
9
10 **JOSIAH** He called me.
11
12 **CHM** You, or your sister or, who called?
13
14 **JOSIAH** Joshua. Joshua called me.
15
16 **CHM** Called who? Called you?
17
18 **JOSIAH** Me. Yes.
19
20 **CHM** Called you?
21
22 **SK** And what he say?
23
24 **JOSIAH** He said that, take care of the house, we'll be back soon.
25
26 **SK** Did he said, why he left the house?
27
28 **JOSIAH** No.
29
30 **SK** No? Did he said where he was, when he called you?
31
32 **JOSIAH** He was in Kedah. He said he was in Kedah.
33
34 **SK** Do you know where in Kedah?
35
36 **JOSIAH** No.
37

1 **SK** That was how long after he left the house? A day? A week?
2
3 **JOSIAH** When he called me?
4
5 **SK** Yes.
6
7 **JOSIAH** More than a month. After more than a month.
8
9 **CHM** You heard him talking loudly over the phone?
10
11 **JOSIAH** Yes. But –
12
13 **CHM** What sort of tone, did, angry tone, or, what sort of –
14
15 **JOSIAH** Angry tone.
16
17 **CHM** Angry tone?
18
19 **JOSIAH** Angry tone. He was speaking in Malay.
20
21 **CHM** Can you recall the words that were uttered?
22
23 **JOSIAH** No. I can't remember. Because I was in my room.
24
25 **CHM** But speaking in Malay?
26
27 **JOSIAH** In Malay.
28
29 **CHM** Ok.
30
31 **SK** When he came back up after two months, did you ask him, what
32 happened, why he left the house?
33
34 **JOSIAH** No, we didn't ask.
35
36 **SK** Who was on the phone?
37

1 **JOSIAH** No.
2
3 **SK** No?
4
5 **JOSIAH** We didn't ask.
6
7 **SK** Why didn't you ask?
8
9 **JOSIAH** They said, they did tell us that somebody was disturbing them. But
10 they didn't mention who.
11
12 **SK** You didn't ask?
13
14 **JOSIAH** Yes.
15
16 **SK** Was that the only occurrence, that they left the house, or were there
17 any other incidents like that?
18
19 **JOSIAH** That was the first time.
20
21 **SK** First?
22
23 **JOSIAH** That was the first time.
24
25 **SK** First that he –
26
27 **JOSIAH** Then after that, they went missing.
28
29 **CHM** That was the first time they went away for so long? Two months?
30
31 **JOSIAH** Yes.
32
33 **CHM** Previously, they were never away for that long?
34
35 **JOSIAH** Yes.
36
37 **SK** Do they travel to overseas?

1
2 **JOSIAH** No, they don't travel to overseas.
3
4 **SK** How about, here, within Malaysia? Do they travel often?
5
6 **JOSIAH** Not often. Sometimes they go. In the beginning, when we used to stay
7 there, they also had a, they were renting a house in Penang. So to
8 look after that house, and the things there, they went several times. I
9 can't remember how many times. Then after that, they were not
10 staying there anymore already. When they were not renting there,
11 They were fulling staying here, in Petaling Jaya.
12
13 **CHM** So while they were staying at this Kampung Tunku house, they were
14 also renting a house in Penang?
15
16 **JOSIAH** Yes.
17
18 **CHM** And they don't have jobs?
19
20 **JOSIAH** Yes. They don't have jobs.
21
22 **CHM** How do you know they were renting, having, or renting a house?
23
24 **JOSIAH** They mentioned it to us. Because –
25
26 **CHM** A house or a apartment?
27
28 **JOSIAH** It's a house.
29
30 **CHM** In Penang?
31
32 **JOSIAH** Yes. In Penang.
33
34 **CHM** Where about in Penang?
35
36 **JOSIAH** I don't know.
37

1 **CHM** Did they explain to you, why the need to rent a house in Penang? Why
2 the need?
3

4 **JOSIAH** Actually, that's where they were staying. In Penang. So when they
5 came to Klang, that's when my father offered my grandmother's
6 house. So they were also staying in my grandmother's house. While
7 they were staying in my grandmother's house, they also used to go to
8 Penang, and then come back to my grandmother's house. And after
9 that only they got this house in Kampung Tunku. So when they got the
10 house in Kampung Tunku, they decided they wanted to stay here. And
11 there was no need for them to have the house in Penang. So they
12 brought back everything, and they were not renting in Penang
13 anymore.
14

15 **CHM** I see. So while they were staying in Kampung Tunku, they were no
16 longer having a house in Penang?
17

18 **JOSIAH** Yes. After, maybe after half a year. They brought back every, all their
19 things were in the Penang house. So once they cleared everything,
20 they were not, they stopped renting there.
21

22 **CHM** Do you know what sort of work they do? This couple. Couple, Joshua
23 and the wife. What sort of work do they do?
24

25 **JOSIAH** He –
26

27 **CHM** What sort of work do they do? What sort of work? Do you know?
28

29 **JOSIAH** They don't work.
30

31 **CHM** Yes? What sort of activity, do they indulge in?
32

33 **JOSIAH** They –
34

35 **CHM** Somebody, they must have some work, or activity?
36

1 **JOSIAH** They don't have a, how to say, one fixed activity, or the work. People
2 randomly call them, to hear them, to hear their, we call it testimony, to
3 hear their testimony. So after that, they will bless them in a donation
4 form.
5
6 **CHM** Can you explain what do you mean by testimony? And to bless them?
7 Can you explain what you mean by testimony?
8
9 **JOSIAH** Ok. What I mean by testimony is, how they came into Christianity.
10
11 **CHM** Blessing? Bless?
12
13 **JOSIAH** Bless, what do you mean?
14
15 **CHM** Bukan, yes, I'm asking you, because you used the word, you know.
16 You used the word. So –
17
18 **JOSIAH** Ok.
19
20 **CHM** Yes.
21
22 **JOSIAH** Bless in the terms of money. They bless them with money.
23
24 **CHM** Who bless, who bless who?
25
26 **JOSIAH** It's a kind of offering.
27
28 **CHM** Who bless who with money?
29
30 **JOSIAH** Yes. People with –
31
32 **CHM** The visitor bless him? Or he bless them?
33
34 **JOSIAH** Yes. The visitor will bless Joshua Hilmy and Ruth.
35
36 **CHM** With money?
37

1 **JOSIAH** Yes.
2
3 **CHM** Meaning, is it a kind of donation?
4
5 **JOSIAH** Yes.
6
7 **CHM** Did they ever mention how much?
8
9 **JOSIAH** No.
10
11 **CHM** No? They didn't? You, so it's only, you heard this from Joshua and
12 Ruth, is it?
13
14 **JOSIAH** Yes.
15
16 **CHM** So they do that every Sunday, or every, it doesn't really matter?
17
18 **JOSIAH** It is not a fixed day.
19
20 **PM1** I'm just curious. The house, is it that people come in and go, and it is
21 Joseph who determines it, or your father who says, yes, it's ok for
22 people to come in and go?
23
24 **JOSIAH** Which house?
25
26 **PM1** The, Jalan Tunku. That house belongs to? Your grandmother, no?
27
28 **[10:45AM]**
29
30 **JOSIAH** No. That –
31
32 **PM1** That's not the, ok.
33
34 **CHM** Your grandmother's house was in –
35
36 **JOSIAH** Klang.
37

1 **CHM** Klang, yes?
2
3 **JOSIAH** Klang.
4
5 **CHM** Yes. Ok.
6
7 **SK** Whenever Joshua and Ruth left the house, leave the house, will they
8 inform you?
9
10 **JOSIAH** No. They won't inform us. Because sometimes, we are not at home
11 when they are going out.
12
13 **SK** Ok.
14
15 **JOSIAH** And even if, when we're in the house, they will just go out.
16
17 **SK** Even for the longer duration?
18
19 **JOSIAH** Yes.
20
21 **SK** But is it a common thing for him to call you, then to tell you where he
22 was, and all that?
23
24 **JOSIAH** No.
25
26 **SK** No?
27
28 **JOSIAH** No.
29
30 **SK** Will you call him and look for him, when he's not in the house?
31
32 **JOSIAH** No.
33
34 **SK** No? Ok. So how do you know that Joshua and Ruth went missing?
35

1 **JOSIAH** That, November 7, November 2017, it was already our, it's our, it was
2 our time for final, final exams. So we were back home in Klang. I and
3 my sister, we were back home in Klang, for study break. And –
4
5 **CHM** Ok. Before you carry on with your story, what were you, you and your
6 sister was studying at City college?
7
8 **JOSIAH** Yes.
9
10 **CHM** 2km away from the house. What were you studying? What subject?
11
12 **JOSIAH** I was doing Bachelor in Business Administration.
13
14 **CHM** Diploma or degree course?
15
16 **JOSIAH** A degree course.
17
18 **CHM** Your sister?
19
20 **JOSIAH** She was doing a Bachelor of Corporate Communication. A degree
21 course.
22
23 **CHM** Both of you are self-finance? Self-financing?
24
25 **JOSIAH** Yes.
26
27 **CHM** I presume, who paid your fees?
28
29 **JOSIAH** We, under PTPTN.
30
31 **CHM** Ok. Ok, now, carry on with your story. Carry on.
32
33 **JOSIAH** So then, November 2017, we left for, I mean, we had a one week of
34 study break. So when we have this kind of break, we will go back to
35 our house in Klang, to live with our parents. And during that time,
36 there was a family staying there, in the house. So when we came
37 back, Joshua and Ruth were not there. And this family, they spoke to

1 my sister. Saying that, that in the night, they received the phone call
2 again, like this. Like the previous time, they received the phone call,
3 and also the same tone, it was angry, and also speaking in Bahasa
4 Melayu. And that's when they, after that, they went missing. In the
5 night. A similar –

6

7 **CHM** Who received this phone call?

8

9 **JOSIAH** Joshua. Joshua received this phone call.

10

11 **SK** Just to get the dates right again. When was your one-week semester
12 break? 2016, or 2017?

13

14 **JOSIAH** 2016.

15

16 **SK** 2016, right?

17

18 **JOSIAH** Sorry.

19

20 **SK** November 2016, right?

21

22 **CHM** I see.

23

24 **JOSIAH** 2016.

25

26 **SK** So one-week you went, you came back, it was still November 2016,
27 right?

28

29 **JOSIAH** Yes.

30

31 **SK** Yes. And then you spoke to the family?

32

33 **JOSIAH** Yes.

34

35 **SK** Ok. And this family you, they've been there for how long?

36

37 **JOSIAH** They've been there for, one and a half month.

1
2 **SK** One and a half month? So you know their name, you recognized
3 where they –
4
5 **JOSIAH** No. I don't know their name.
6
7 **SK** But they still told you this story?
8
9 **JOSIAH** Yes. They were, but they were Sabahans.
10
11 **SK** So when you came back, they told you immediately, or you went to
12 ask them where was Ruth and Joshua?
13
14 **JOSIAH** They didn't tell me. They told my sister.
15
16 **SK** I know. Why did they tell your sister? Because it's normal for them to
17 go off, in and out. No, why did that family tell you all? Don't
18 communicate with them, right? Do they, live on their own –
19
20 **JOSIAH** Yes.
21
22 **SK** The Sabahan family. So why suddenly they want to tell you?
23
24 **JOSIAH** No. This family, we have spoken to them. They have told us where are
25 they from, those kind of things. So in that conversation, they spoke to
26 my sister, saying that, he received the phone call, and he left suddenly
27 that night.
28
29 **CHM** So they told you about, this family told you about, they told it to you, or
30 told it to your sister?
31
32 **JOSIAH** Told it to my sister.
33
34 **CHM** Sister?
35
36 **JOSIAH** Told it to my sister.
37

1 **CHM** And this took place in November?
2
3 **JOSIAH** 2016.
4
5 **CHM** About having heard, have got having heard the conversation?
6
7 **JOSIAH** Yes.
8
9 **CHM** Between Joshua and the caller, over the phone?
10
11 **SK** So what was your reaction then? What, when they said to you, did you
12 try to call Joshua?
13
14 **JOSIAH** I didn't immediately try to call them. Because I thought, just like the
15 other time, they will be back. So then, after I, after two months, almost
16 after two months' time, I tried to call, but couldn't reach them. And so
17 after that only, after that, I think in March or something, then we told
18 our father, that they are still not back. And then that's when my father
19 went and made a report.
20
21 **CHM** Ok. We go back, yes? After two months, you tried to call Joshua?
22
23 **JOSIAH** Yes.
24
25 **CHM** You tried?
26
27 **JOSIAH** Yes, I tried.
28
29 **CHM** Two, after two months. So roughly, when was it? When?
30
31 **JOSIAH** In February. February, March 2017.
32
33 **CHM** February? February or March, yes?
34
35 **JOSIAH** Yes.
36
37 **CHM** 2017? You tried to call Joshua? No response?

1
2 **JOSIAH** No response.
3
4 **CHM** The phone was ringing?
5
6 **JOSIAH** No, it's not ringing.
7
8 **CHM** A voice machine?
9
10 **JOSIAH** Yes. Was directly, when I call, it straight goes to the voice operator.
11
12 **CHM** I see. Do you still have the number? You still have the number?
13
14 **JOSIAH** I don't think so. No. I don't think so.
15
16 **CHM** In your hand phone? You call by hand phone?
17
18 **JOSIAH** Yes.
19
20 **CHM** What happened to that number?
21
22 **JOSIAH** My number?
23
24 **CHM** No.
25
26 **JOSIAH** No. Because my –
27
28 **CHM** What happened? You deleted the number, or, what happened?
29
30 **JOSIAH** The previous, exactly on the previous election day, my phone was, it
31 jammed, so I had to reformat my phone. Exactly on that day. So then I
32 lost all my contacts.
33
34 **SK** Alright. You told your father, you said you told your father about two
35 months after they went missing, right? Before that, have you ever
36 informed your father?
37

1 **JOSIAH** About?
2
3 **SK** About their, they're not around?
4
5 **JOSIAH** Yes. Before that, the first time when they went, we told that they are
6 not home. They have been away for a long time.
7
8 **SK** When, when you, I mean, just asking you, the report was only lodged
9 in March 2017, right? So why, when you decided that something went
10 wrong and the police report is lodged?
11
12 **JOSIAH** After the missing of Pastor Raymond Koh. So then we decided to, I
13 mean, after that, that's when my father took it seriously, and went and
14 made a report.
15
16 **SK** But before that, you have informed your father? It's just that police
17 report was never lodged?
18
19 **JOSIAH** Yes.
20
21 **SK** You know that he's not around, but you are not very sure. Then when
22 you came to know Pastor Raymond Koh also missing, then your father
23 decided to lodge a police report?
24
25 **JOSIAH** Exactly.
26
27 **SK** Was there anything, amiss or unusual in the house? And did you look,
28 go and look it out, their room, after that?
29
30 **JOSIAH** Yes. We did go and see if there were anything. But, no, we found
31 nothing.
32
33 **SK** Nothing? How was the condition of the room?
34
35 **JOSIAH** The room was just the same as they left. The bedsheet was on the
36 bed, and it was not neatly arranged or anything.
37

1 **SK** You mentioned of, just now, that they were, after getting to know that
2 Pastor Raymond Koh is missing, right? How you got know the Pastor
3 Raymond Koh, was also missing?
4

5 **JOSIAH** From the news.
6

7 **SK** From the news?
8

9 **JOSIAH** From the news.
10

11 **SK** You mentioned about family, right? Who related that they left in, after
12 they received a phone call and they went. And they have been staying
13 there for more than a month, right? So you, can you recall their name?
14 You said they are Sabahan?
15

16 **JOSIAH** Sabahan.
17

18 **SK** Any name?
19

20 **JOSIAH** No, I don't recall their name.
21

22 **CHM** A family?
23

24 **JOSIAH** Husband and wife. The wife was going to give birth, and the wife's
25 sister.
26

27 **PM1** No children?
28

29 **JOSIAH** Children, I think there was a little boy. But I don't know whose son was
30 he.
31

32 **CHM** So four of them?
33

34 **JOSIAH** Yes, four of them.
35

36 **CHM** A man, the wife, the wife's sister, and –
37

1 **JOSIAH** The little boy.
2
3 **CHM** Whose child is –
4
5 **JOSIAH** I don't know whose child was that. But the boy was with them.
6
7 **CHM** They were Sabahans?
8
9 **JOSIAH** Sabahans.
10
11 **CHM** Malay, Kadazan, or?
12
13 **JOSIAH** I don't remember. Exactly, I don't know.
14
15 **PM1** How do you know they are Sabahans?
16
17 **JOSIAH** They told us that they are Sabahans.
18
19 **PM1** So they communicate with Joshua in Malay?
20
21 **JOSIAH** In Malay.
22
23 **PM1** Ok. Are they Christians?
24
25 **JOSIAH** No. I'm not sure if they are Christians or not.
26
27 **PM1** But you don't know their names, and –
28
29 **JOSIAH** No, I don't know –
30
31 **PM1** You never interacted with them?
32
33 **JOSIAH** Interacted, but I don't remember their name.
34
35 **PM1** Ok.
36
37 **SK** And when they left the house?

1
2 **JOSIAH** This family left the house in, end of December 2016.
3
4 **CHM** How many ladies were there?
5
6 **JOSIAH** Ladies?
7
8 **CHM** Yes, of the four. There were, there are two ladies, isn't it?
9
10 **JOSIAH** Two ladies.
11
12 **CHM** Two ladies? Ok. Sabahans? And you don't know the religion?
13
14 **JOSIAH** Yes, I don't know.
15
16 **CHM** The two ladies?
17
18 **JOSIAH** Two ladies.
19
20 **CHM** Did they wear tudung?
21
22 **JOSIAH** No.
23
24 **CHM** No?
25
26 **JOSIAH** No.
27
28 **CHM** Ok. Alright.
29
30 **PM1** Cross? Do they wear cross?
31
32 **JOSIAH** No. I never recognize. Never realized. Yes.
33
34 **PM1** You don't notice? Ok.
35
36 **SK** And they left the house in December 2016?
37

1 **JOSIAH** Yes. December 2016.
2
3 **SK** Did you, did they told you if they also attempted to look for Joshua and
4 Ruth?
5
6 **JOSIAH** No. They didn't attempt to look for Joshua and Ruth.
7
8 **SK** Ok. Do you know why they were staying there? The family?
9
10 **JOSIAH** This family was staying here because the lady was pregnant. She was
11 having her check-ups in University Malaya Hospital. So it was nearer
12 for them. Because I think they were from, they were staying in
13 Penang. So I don't know how they know Pastor, I mean, Joshua
14 Hilmy. So, yes. Because she was having her check-ups in the hospital
15 in the, unit hospital, University Malaya, so that's why they were
16 staying.
17
18 **CHM** How do you know that, previously, they were staying in Penang. How
19 do you know that?
20
21 **JOSIAH** They mentioned it to us, that they are from Penang.
22
23 **CHM** And did they tell you why from Penang, they came down to Kampung
24 Tunku?
25
26 **JOSIAH** Because she was pregnant, and she was having the check-ups in the
27 hospital.
28
29 **CHM** Did they tell you how did they came to know Joshua?
30
31 **JOSIAH** No.
32
33 **SK** During your stay at Joshua's house, Joshua and Ruth house, any time
34 before, between 2014, before November 2016, did anyone came
35 looking for them? I mean, any authorities?
36
37 **JOSIAH** No.

1
2 **SK** No? Not police, religious department?
3
4 **JOSIAH** No.
5
6 **SK** No? Other than the authorities?
7
8 **JOSIAH** Other than authorities, meaning important people, or?
9
10 **SK** Anybody came, wanted to see them, but, then you know?
11
12 **JOSIAH** No.
13
14 **SK** After that? After November 2016?
15
16 [11:00AM]
17
18 **JOSIAH** No. Nobody came.
19
20 **SK** Did you lodge a police report?
21
22 **JOSIAH** I personally didn't lodge a police report.
23
24 **SK** Do you suspect of anyone for the disappearance of Joshua and Ruth
25 Sitepu?
26
27 **JOSIAH** No. I don't.
28
29 **CHM** Were you ever interviewed by the police?
30
31 **JOSIAH** Yes. We were interviewed by the police. Just, I think, last month.
32
33 **CHM** Last month?
34
35 **JOSIAH** Last month.
36

1 **CHM** Roughly, when? This is been, now is already very early March, so you
2 said last month. When was it? February?
3
4 **JOSIAH** Can I check?
5
6 **CHM** Sure.
7
8 **JOSIAH** 11 February.
9
10 **CHM** 11? Alright. Ok. Who called you? From the police side, who called
11 you?
12
13 **JOSIAH** They never contact directly to me. They, it's through my father.
14
15 **CHM** Do you know who contacted your father? Which police officer?
16
17 **JOSIAH** No. I don't know. I can't remember his name.
18
19 **CHM** The police contacted your father?
20
21 **JOSIAH** Yes. But he is the, what do you say, the head police in Sungai Way
22 station,
23
24 **CHM** Sungai Way, I see. And your father relayed to you?
25
26 **JOSIAH** Yes.
27
28 **CHM** That the police wanted to see you?
29
30 **JOSIAH** Exactly.
31
32 **CHM** So you went to the, to what? Balai polis, or IPD?
33
34 **JOSIAH** To the balai polis.
35
36 **CHM** Balai polis? Which balai polis?
37

1 **JOSIAH** In Sungai Way, Petaling Jaya.
2
3 **CHM** Sungai Way? You're staying in Kampung Tunku? Kan? You're not far,
4 not far from Kampung Tunku, isn't it? Sungai Way?
5
6 **JOSIAH** While we, during this time when we went to the Sungai Way police
7 station, we are staying in Klang.
8
9 **CHM** I see. But the house is not far, isn't it, from the Kampung –
10
11 **JOSIAH** The house is not far from Sungai Way police station.
12
13 **CHM** One, how many km?
14
15 **JOSIAH** One to one and a half kilometre.
16
17 **CHM** Yes. So you went?
18
19 **JOSIAH** Yes.
20
21 **CHM** On, and that was? When did you, what day did you go? Is it on the
22 11th February? The date that you gave just now?
23
24 **JOSIAH** Yes. 11th February –
25
26 **CHM** That's the date you went?
27
28 **JOSIAH** We went.
29
30 **CHM** You went, yes? And your father informed you, that the police wanted
31 to see you, also on that day?
32
33 **JOSIAH** Yes. But a few days before that.
34
35 **CHM** I see. A few days before the 11th of February? 11th February, you went
36 to the balai polis? With your father? Alone?
37

1 **JOSIAH** Yes. With my sister also.
2
3 **CHM** Because, they also wanted to see your sister as well?
4
5 **JOSIAH** Yes.
6
7 **CHM** What time of the day?
8
9 **JOSIAH** At night –
10
11 **CHM** Morning?
12
13 **JOSIAH** Night.
14
15 **CHM** Night?
16
17 **JOSIAH** Night. In the night, at 09:00PM.
18
19 **CHM** Why at night?
20
21 **JOSIAH** Because both me and my sister, we are working in the day. So we
22 only can make it in the night.
23
24 **CHM** Whom did you meet? At the, whom did you meet? At the balai polis
25 Sungai Way, isn't it? Whom did you meet?
26
27 **JOSIAH** The police officer who was the head of Sungai Way station.
28
29 **CHM** Can you recall his name? Name?
30
31 **JOSIAH** No, I don't recall his name.
32
33 **CHM** Malay?
34
35 **JOSIAH** Malay.
36
37 **CHM** Malay police officer?

1
2 **JOSIAH** Malay police officer.
3
4 **CHM** Can't recall his name? Rank? Corporal, sergeant, inspector? Rank?
5
6 **JOSIAH** No, I can't remember.
7
8 **CHM** Ok. Male? Female?
9
10 **JOSIAH** Male.
11
12 **CHM** Male officer? Malay?
13
14 **JOSIAH** Malay.
15
16 **CHM** And what happened at, what happened at the balai polis, at the police
17 station? What would happened? You were there with sister, what
18 happened? Tell us.
19
20 **JOSIAH** He asked us a few questions. How we know Joshua and Ruth, how,
21 that, how will we, when did we first know him. And then, how we got to
22 stay with him. How long we were staying with him, what are we, what
23 are his activities, those kind of thing.
24
25 **CHM** Ok. What are his activities? That's the question ask? Among the
26 question asked?
27
28 **JOSIAH** Yes.
29
30 **CHM** What were his activities?
31
32 **JOSIAH** Yes.
33
34 **CHM** And what was your answer? To the police.
35
36 **JOSIAH** We said that he liked to help people and if anybody called him to go
37 and speak, he will go. But we don't know where.

1

2 **CHM** How long were you at the balai polis?

3

4 **JOSIAH** Two hours.

5

6 **CHM** Two hours. That was the time taken, statement from both of you? You
7 and your sister?

8

9 **JOSIAH** Yes.

10

11 **CHM** All in all two hours?

12

13 **JOSIAH** Because our statements were almost similar.

14

15 **CHM** And you were never called again?

16

17 **JOSIAH** Never called again.

18

19 **SK** When your father lodged a police report, first lodged a police report in
20 March 2017, the police did not contact you?

21

22 **JOSIAH** No, the polis did not contact us.

23

24 **SK** So after that they never recorded any statement from you all?

25

26 **JOSIAH** The communication was with my father because he made the police
27 report. So they never contacted us. They did contact him.

28

29 **SK** Your father?

30

31 **JOSIAH** Yes, my father.

32

33 **SK** So you can confirm your statement was on recorded on 11.02.2020?

34

35 **JOSIAH** Yes.

36

37 **CHM** Did you tell the police about the incident?

1
2 **JOSIAH** Yes.
3
4 **CHM** What, per telephone calls? Did you tell the police?
5
6 **JOSIAH** Yes.
7
8 **CHM** There were two incidents, isn't it? Two incidents.
9
10 **JOSIAH** Yes, two incidents. We told them exactly like what I've said just now.
11 That the first time they went and they came back. The second time
12 they left and they didn't come back.
13
14 **CHM** Ok.
15
16 **SK** Your father told the panel members when he also came to the enquiry
17 on 18th February that the police went and visited the house sometime
18 after they lost the report. Were you in the house then?
19
20 **JOSIAH** No, I wasn't in the house then.
21
22 **SK** Besides the police, did any other, anyone else came to see you about
23 the missing of Joshua and Ruth Hilmy, Ruth Sitepu?
24
25 **JOSIAH** There were a few, I don't know if they were lawyers. They came to the
26 house. Lawyers came to the house to ask us about this after the
27 missing of Joshua and Ruth.
28
29 **SK** Lawyers?
30
31 **JOSIAH** Lawyers.
32
33 **SK** Any other authorities?
34
35 **JOSIAH** No, no authorities.
36
37 **CHM** How do you know they were lawyers?

1
2 **JOSIAH** They mentioned that they are lawyers.
3
4 **PM2** Name? Names?
5
6 **SK** You know their name?
7
8 **JOSIAH** Names, I can't remember their names.
9
10 **PM2** Organisation? Do they belong to some group? Church? Friends? How
11 did they introduce themselves?
12
13 **JOSIAH** They never mentioned they belonged to any organisation or not.
14
15 **CHM** How many lawyers, how many? One or two? A couple?
16
17 **JOSIAH** Three lawyers.
18
19 **CHM** Three lawyers.
20
21 **JOSIAH** No, two lawyers. One was a normal man who brought these lawyers.
22
23 **CHM** And they came together?
24
25 **JOSIAH** Yes.
26
27 **PM2** When was this?
28
29 **JOSIAH** This was in 2017.
30
31 **PM2** Month?
32
33 **JOSIAH** Month, I'm not sure which month. But while we were staying there,
34 should be before, before May.
35
36 **PM2** Any of those lawyers are they seated here?
37

1 **LAL** Datuk Jerald, I think we just had a conversation. It was both of us that,
2 both of us were the one who visited the house, yes.
3
4 **PM2** Ah ok. So both of you, ok.
5
6 **LAL** Larissa and Cyrus, yes.
7
8 **PM2** Ok. Thank you.
9
10 **CHM** Ok. Alright. This was at the Kampung Tunku house?
11
12 **JOSIAH** Yes.
13
14 **CHM** Around when was it? What month? What year?
15
16 **JOSIAH** 2017 but I'm not sure which month exactly.
17
18 **CHM** Beginning, middle, end?
19
20 **JOSIAH** Middle.
21
22 **CHM** Middle of 2017?
23
24 **JOSIAH** Yes.
25
26 **CHM** I see. You were still staying there?
27
28 **JOSIAH** Yes, we were still staying there.
29
30 **CHM** When you left the house for good?
31
32 **JOSIAH** In March. March, between March and April we left the house for good.
33
34 **CHM** What year?
35
36 **JOSIAH** 2017.
37

1 **CHM** Cannot be. You said the lawyers came to see you middle of 2017.
2
3 **JOSIAH** I can't remember the time. Yes, around April. Before May.
4
5 **CHM** Before May?
6
7 **JOSIAH** Before May.
8
9 **CHM** What? The visit by the lawyers?
10
11 **JOSIAH** Yes.
12
13 **CHM** So you left after that?
14
15 **JOSIAH** After that.
16
17 **CHM** For good? You and your sister? Around May, June?
18
19 **JOSIAH** No. Around April.
20
21 **CHM** You left the house?
22
23 **JOSIAH** Yes.
24
25 **CHM** Ok.
26
27 **PM1** Can I just ask, you mention that, Joshua and Ruth helped a lot of
28 people, right? So after they went missing, do you know any of these
29 people called to enquire from you or your father or your sister about
30 them going missing or that they don't know that they are missing?
31
32 **JOSIAH** No.
33
34 **PM1** So you received no... So nobody called you or contacted your father?
35
36 **JOSIAH** No.
37

1 **PM1** Despite them having helped so many people and getting so many
2 blessings?
3
4 **JOSIAH** No. Nobody called back.
5
6 **PM1** Ok.
7
8 **PM2** Just going back, when they left the house, Joshua and Ruth in
9 November 2016, they left together with the car or was the car still in
10 the house?
11
12 **JOSIAH** They left with the car.
13
14 **PM2** With the car?
15
16 **JOSIAH** With the car.
17
18 **PM2** So the car is also missing?
19
20 **JOSIAH** Yes, the car is missing.
21
22 **PM2** And you said it's a Kancil?
23
24 **JOSIAH** Yes.
25
26 **PM2** Kancil, what colour?
27
28 **JOSIAH** Red colour.
29
30 **PM2** Do you know the plate number?
31
32 **JOSIAH** Number, 7498. The alphabets I don't know.
33
34 **PM2** ??
35
36 **JOSIAH** 7498.
37

1 CHM You told the police about this number?
2
3 JOSIAH Yes.
4
5 CHM And about a Kancil car?
6
7 JOSIAH Yes.
8
9 CHM But you can't recall the alphabets?
10
11 JOSIAH Yes, I forgot.
12
13 CHM What colour was it again? What colour?
14
15 [11:15AM]
16
17 JOSIAH Red.
18
19 SK Red colour Kancil.
20
21 JOSIAH I have a photo. Can I show it?
22
23 CHM Yes.
24
25 JOSIAH I can't see it. I think it's ACW.
26
27 CHM A-C, Perak.
28
29 PM1 A-C?
30
31 JOSIAH W.
32
33 PM1 ACW 7498.
34
35 CHM We let observers tengok. Counsel, observers can have a look. Pinjam,
36 can I borrow?
37

1 **JOSIAH** Yes.
2
3 **CHM** Thank you.
4
5 **PM1** Why do you keep the photo of the car?
6
7 **JOSIAH** Actually I took the photo of the house.
8
9 **PM1** I see. It's a bungalow house?
10
11 **CHM** Yes. We need to have that printed out, Simon.
12
13 **SK** Mark it as an exhibit?
14
15 **CHM** Yes. How many exhibit have we marked?
16
17 **SK** So far only have one, right? Two? This one will be Exhibit 2.
18
19 **CHM** Exhibit 2. Photo of Kancil. Any other photographs that you have that
20 will be of assistance to us? Any other photographs?
21
22 **JOSIAH** No. Only the house.
23
24 **PM2** People in the house, the family member, the children, your friend?
25
26 **JOSIAH** No.
27
28 **CHM** When did you take this photograph? Is it recorded in the, I'm sure it's
29 recorded kan? It carries the time and date.
30
31 **JOSIAH** 27.06.2016.
32
33 **CHM** What made you to take this photograph?
34
35 **JOSIAH** Actually I just took photograph of the house surrounding,
36
37 **CHM** Did you show the police this –

1
2 **JOSIAH** No.
3
4 **CHM** Why not?
5
6 **JOSIAH** I didn't remember whether if I had the car photo or not. Then after that
7 I checked, I –
8
9 **CHM** Alright.
10
11 **SK** This, this survived the 09.05.2018 when your phone got jammed,
12 right?
13
14 **JOSIAH** Yes.
15
16 **PM2** When your whole phone reset and you lost everything.
17
18 **JOSIAH** Yes, but this is under my Google Photos, so –
19
20 **PM2** It's saved in your Google?
21
22 **JOSIAH** Yes.
23
24 **PM2** Ok. So photos saved there but the WhatsApp memory, chat all, you
25 didn't back up your WhatsApp?
26
27 **JOSIAH** I didn't. Actually also I didn't, never WhatsApp-ed Joshua and Ruth.
28
29 **CHM** Ok. It's all phone calls.
30
31 **JOSIAH** All phone calls.
32
33 **SK** Do you have anything else that can assist the inquiry?
34
35 **JOSIAH** No.
36
37 **SK** Are you a fan of, a Facebook fan of Joshua?

1
2 **JOSIAH** No.
3
4 **SK** No. Ruth?
5
6 **JOSIAH** No.
7
8 **SK** So do you have any other information that can assist the panel in this
9 case?
10
11 **JOSIAH** No, I don't have.
12
13 **CHM** Have you ever go to church with Joshua?
14
15 **JOSIAH** No, never.
16
17 **CHM** Or any prayer session with him?
18
19 **JOSIAH** No, never.
20
21 **CHM** He talk about, does he talk about Christianity with you?
22
23 **JOSIAH** Sometimes.
24
25 **CHM** Sometimes. Ok. What are the sort of conversation when he talks to
26 you about Christianity, what does he tell you?
27
28 **JOSIAH** He will speak about Jesus. He will tell us that Jesus does good things,
29 so being his followers are, that's what I do, help people, do good
30 things.
31
32 **CHM** I see.
33
34 **SK** Joshua, one last question. Do you know who is the owner of the
35 Kancil, the car just now?
36

1 **JOSIAH** Owner, if I'm not mistaken it's his brother. The car is under his
2 brother's name.
3
4 **SK** Joshua's brother?
5
6 **JOSIAH** Yes.
7
8 **SK** You know his name?
9
10 **JOSIAH** Hanim, I think.
11
12 **SK** Hanim. And how do you know?
13
14 **CHM** Hanif or Hanim?
15
16 **JOSIAH** Hanim. H-A-N-I-M.
17
18 **CHM** Ok.
19
20 **JOSIAH** I think I've seen the car grant or something.
21
22 **SK** So he recalls, you have seen from that document?
23
24 **JOSIAH** Yes.
25
26 **CHM** How come you have the opportunity to see the car grant?
27
28 **JOSIAH** It was there in the house, I think, when I saw it.
29
30 **PM1** Ok. Earlier on you did mention that you've met Ruth's nephew, right?
31 What about other family members? Joshua's family members, have
32 you met any of them? Do you recall?
33
34 **JOSIAH** No.
35
36 **PM1** Never?
37

1 **JOSIAH** Joshua's family members I've never met. Only Ruth's nephew.
2
3 **PM1** Ruth's nephew. And they used to stay with this nephew when they
4 were in Kedah?
5
6 **JOSIAH** Yes, they were in Kedah.
7
8 **PM1** No, you didn't mention in your declaration here –
9
10 **JOSIAH** That they were from Kedah. But I don't know whether if they stayed
11 with them when they went to Kedah.
12
13 **PM1** Oh, I see. Ok.
14
15 **SK** No more questions.
16
17 Time : 11:2AM
18
19 **PM2** Just a question, how do you address Joshua and Ruth? Do you call
20 them Sir, Mr?
21
22 **JOSIAH** We call them pastor.
23
24 **PM2** Pastor. So that means they are pastors lah? Both of them are
25 pastors?
26
27 **JOSIAH** Yes.
28
29 **PM2** Because just now when we were asking you about his job, so would it
30 be fair to say that he's a pastor and she's a pastor? That could be the
31 job of them right? Being pastors?
32
33 **JOSIAH** Yes.
34
35 **CHM** Any question?
36
37 **SK** No further question.

1

2 **CHM** Thank you, counsel. Any question?

3

4 **Cross-examination of Josiahndan Emmanuel a/l Peter by Larissa Ann Louis**

5 **Time : 11:23AM**

6

7 **LAL** Panel for comissioners. Hi, Josiah. My name is Larissa. I represent
8 Joshua's family and just got a few questions to clarify some of the
9 things that you have already mentioned. You did say that Ruth and
10 Joshua helped people who are in need. Can you just clarify is it
11 everyone from all different walks of life, different races, religion?

12

13 **JOSIAH** Yes, they were all different, from different races, different religions.

14

15 **MA** With permission, Mr Chairman, We have been testified by the witness
16 that the two lawyers here involved had met him during that period of
17 time. So we'd like to request that they were excluded. Because
18 somehow it's conflict of interest. This is a submission I want to put to
19 the court. Because they also can consider as a witness.

20

21 **CHM** You are DSP?

22

23 **MA** Senior Assistant Commissioner Azman Sabri from Bukit Aman.

24

25 **CHM** I see, yes. Dato' Mohd, is it?

26

27 **MA** Yes.

28

29 **CHM** Dato' Mohd?

30

31 **MA** Azman.

32

33 **CHM** Azman. I'm sorry, can I have your position again in Bukit Aman?

34

35 **MA** Your Honourable Chairman, I'm head of legal division in Bukit Aman.

36

37 **CHM** Head of legal division?

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MA Yes.

CHM The two, it's your submission that the two lawyers?

MA That they have been mentioned by the witness in the proceeding that they also made enquiry and met the witness for the purpose of investigation. So we humbly suggest that they were excluded for the purpose of this proceeding and they will also be called to testify.

CHM Request that they be excluded?

MA Yes.

CHM Because they visited the house? They visited the house? They met the witness?

MA They met the witness and they made inquiries.

CHM They met the witness?

MA Yes. And they have interviewed the witness.

CHM Interviewed. You were interviewed by the two lawyers?

JOSIAH Yes.

CHM About the disappearance of, what did they interview about? What did the two lawyers interviewed about?

JOSIAH They asked us what do you remember, how they went missing. This kind of things.

CHM Yes, Dato'? Carry on with your submission. You would like them to not participate at all?

1 **MA** Yes. My humbly request our Chairman, this is procedure or inquiry of
2 in finding for the commission. So since they are involved in the part of
3 the investigation, what so called investigation because they have met
4 and interviewed the witnesses. So there might be a conflict of interest

5 -

6

7 **CHM** Slowly. Since they met and interviewed the witness. A conflict of
8 interest.

9

10 **MA** Yes.

11

12 **CHM** That's your grounds, a conflict of interest.

13

14 **MA** Yes. We also request that they are called to testify, because they have
15 to assist the commission on what are the things they have interviewed
16 and what are the facts they know. And it is improper to them to involve
17 and they have the facts and they become an observer and asking
18 questions to the witness.

19

20 **CHM** They should also be called as witnesses, is it? And you're submitting
21 that they should not be, they should not be observing the proceeding,
22 not until they have been called to testify?

23

24 **MA** Yes.

25

26 **TFW** Mr Chairman.

27

28 [11:30AM]

29

30 **CHM** Just a moment, just a moment. Right, ok. Yes. Your name and.

31

32 **TFW** My name is Cyrus.

33

34 **CHM** Cyrus?

35

36 **TFW** Yes, Cyrus.

37

1 **CHM** Can I have your full name, please?
2
3 **TFW** Cyrus Tui. T-I-U.
4
5 **CHM** Your name must be here isn't it? Oh, your name is not here? Your
6 name is not on the list?
7
8 **TFW** I came a bit late jut now.
9
10 **CHM** I see. Ok you add your name later.
11
12 **TFW** Yes.
13
14 **CHM** Cyrus?
15
16 **TFW** Tiu Foo Woei. T-I-U F-O-O W-O-E-I.
17
18 **CHM** F-O-O?
19
20 **TFW** W-O-E-I.
21
22 **CHM** You are counsel for the family, is it?
23
24 **TFW** Yes.
25
26 **CHM** For the family. Family of Ruth, is it?
27
28 **TFW** Yes.
29
30 **CHM** Ruth only or both Ruth and Joshua? You are counsel for both of them
31 or?
32
33 **TFW** Only for Ruth.
34
35 **CHM** For Ruth. Yes.
36

1 **TFW** I have, just for a short reply, say about this conflict of interest. Now,
2 the thing is, we are here at this commission of inquiry, where we are to
3 assist the commission to ascertain the facts and the truth of the
4 matter. To put it simply, Yang Arif. We also want to know –
5
6 **CHM** Slowly. I'm recording.
7
8 **TFW** We also want to know what happened to them. That is our interest
9 and that is the public interest that everybody should be concerned
10 about this missing person. I don't see how there is a conflict of interest
11 to say that just by us visiting the house, just by us visiting the house to
12 find out the truth of the matter should exclude us from assisting the
13 panel to ascertain –
14
15 **CHM** Just a moment. Just by visiting the house and interviewing the
16 witness? The assertion is that.
17
18 **TFW** To put it in a clear manner, we don't, as in like we are not there to
19 interview him as interview for the purpose of the witness statement or
20 whatsoever. We are there to interview him to find out how the whole,
21 how the whole incident happened and try to ascertain and help with
22 the police. But are we now saying that if the police have interviewed
23 him, for the investigation, and now the police should be excluded? I
24 mean if we put the argument in context, if the police have interviewed
25 him, would the police now be excluded from the inquiry for
26 ascertaining the truth, participate in the inquiry? My submission is that
27 no, we are here to assist the panel. At the end of the day, the panel
28 will decide on whether or not there is a enforced disappearance based
29 on the term of reference. At this juncture, we are not called as a
30 witness or even if we are called as a witness, we are not the material
31 witness. The material witness are the person who stay in the house or
32 have direct contact with the missing person. To sum up, Yang Arif, as
33 Yang Arif open this inquiry during the last hearing or during the last
34 inquiry, it is that this inquiry is for and proceeded under the SUHAKAM
35 Act itself. It is something special that is provided under the SUHAKAM
36 Act. Yes. I think, in conclusion I will say that there is no such conflict
37 when everybody should be concerned about finding the truth and find

1 where is Joshua and where is Ruth. Mr Chairman, observer for the bar
2 also say a few things because this concerns the rights of the bar,
3 members of the bar to appear before the commission.
4

5 **LHS** My Lord, or learned commissioners. Lawyer's interviews the
6 prospective witnesses. Are you saying any lawyer who interviews the
7 prospective witness can never ever act in this matter? Impossible. It
8 just does not make sense. The second thing I want to say, the witness
9 is the one who is testifying as to what happened. We need this
10 honourable panel to come to a conclusion of facts on how if at all
11 there was a disputed and if anyone was involved or (11:37:15AM
12 inaudible). I do not see how a lawyer can be called as a witness when
13 she and Mr Tiu who were not even with the crime (11:37:26AM), of the
14 disappearance or any circumstances leading to that. The witness is Mr
15 Josiah himself here, his sister, his mother. What can Mr Cyrus and Ms
16 Larissa offer any evidence? If at all it's just an excuse to stop a
17 missing person, his family from being duly represented in the
18 commission. It's a travesty of justice to say they can't appear. Fourthly,
19 learned commissioners, this is a SUHAKAM inquiry. If at all there's
20 even any rule of law that say the person who has interviewed the
21 witness cannot appear as counsel, I do not believe we can this matter
22 apply (11:38:22AM) here. It is not a court of law. As I said, even if
23 there is such a principle of law, it cannot apply here. And finally,
24 learned commissioners, I can't see any idea of a conflict of interest
25 here. What is the conflict of interest? That is the very ground raised by
26 the learned head of legal division of the police. Maybe he could
27 elaborate where is the conflict? The conflict of that interest which
28 conflicts with the interest of another person and therefore he can't act.
29 There's never been used in a case of this nature where a lawyer on
30 behalf of the client has interview a witness or perspective witness. The
31 very idea that Mr Cyrus Tiu and Ms Larissa will ever be called is
32 complete farfetched, has to be dismissed offhand. Thank you Yang
33 Arif.

34
35 **CHM** We find no conflict of interest, yes. We find no conflict of interest here.
36 So both counsel may be present to represent the family and to
37 observe the process.

1
2 **TFW** Thank you.
3
4 **LAL** Thank you honourable commission. So Mr Josiah, just to clarify
5 certain things that you have mentioned, did you inform anyone when
6 Joshua and Ruth left during that two months period to Kedah?
7
8 **JOSIAH** No. Anyone, only my parents.
9
10 **LAL** When you said Joshua called you after more than a month, was it
11 using his hand phone number?
12
13 **JOSIAH** No. He called me from a different number.
14
15 **LAL** From a different number. So you did not recognise that number?
16
17 **JOSIAH** No, I did not recognise that number.
18
19 **CHM** How do you know that he called you from a different number?
20
21 **JOSIAH** Because the number was not saved in my phone. It's not the common
22 number he used.
23
24 **CHM** But the one that, they went to Kedah. They came back, isn't it? They
25 came back to the house?
26
27 **JOSIAH** Yes. They, that means –
28
29 **CHM** They came back to the house?
30
31 **JOSIAH** Yes.
32
33 **CHM** Was this the one where you say that they went for a very long time for
34 the first time, a period of two months? This is the one?
35
36 **JOSIAH** This is the one. They went, they went with a different number. But
37 when they called me, they called with a new number.

1
2 **CHM** Two months they were away?
3
4 **JOSIAH** Yes.
5
6 **CHM** And it was a Kedah visit?
7
8 **JOSIAH** Yes.
9
10 **CHM** A Kedah visit?
11
12 **JOSIAH** Not to say a Kedah visit. They went to Kedah.
13
14 **CHM** They went to Kedah. Right.
15
16 **LAL** Josiah, does Ruth have a phone number or her own hand phone?
17
18 **JOSIAH** Yes, she has her own hand phone number.
19
20 **LAL** But most communication is done via Joshua, not Ruth?
21
22 **JOSIAH** Yes.
23
24 **LAL** Ok. And did you try to call Ruth's hand phone at the time or only
25 Joshua's?
26
27 **JOSIAH** Both. I tried to call both their numbers, but both were unreachable.
28
29 **LAL** In relation to the Sabahans who stayed in the house few moments
30 before Joshua Hilmy went missing, you did mention that they stayed in
31 the house up to December 2016. So is it right to say from October
32 2016 to December 2016, they were living in the house without Joshua
33 and Ruth present?
34
35 **JOSIAH** November 2016 to December 2016.
36

1 **LAL** So they were still staying there albeit Joshua and Ruth were not
2 present?
3

4 **JOSIAH** No, Joshua and Ruth went missing only in December. They received
5 that phone call somewhere in December. Early December.
6

7 **LAL** Ok. Can I just bring it back a little? Your sister and Mr Peter clarified
8 that it was end of November 2016 when all of this took place and not
9 in December, so.
10

11 **JOSIAH** Yes, it's around, that's why I said early December. So it's close to end
12 of December also.
13

14 **LAL** Close to end of November?
15

16 **JOSIAH** November, sorry. November.
17

18 **LAL** Ok. Do you know during that time limit where they were still present in
19 the house, the Sabahan family that were still present in the house
20 without Joshua and Ruth, were you present at the time? Were you
21 staying there or were you back home?
22

23 **JOSIAH** No, we were not staying there. We were back home in Klang.
24

25 **LAL** So you would not have known what had happened in the house at the
26 time?
27

28 **JOSIAH** Yes.
29

30 **LAL** Was she in her early stage of her pregnancy or later?
31

32 **JOSIAH** Later.
33

34 **LAL** Like about to give birth?
35

36 **JOSIAH** Yes, about to give birth.
37

1 **PM2** Counsel, just to check on the date timeline again, I'm just trying to.

2

3 **LAL** Yes.

4

5

[11:45AM]

6

7 **PM2** You said you went back November 2016 for one week for holiday
8 break, for exam break. So only one week? Meaning during that period
9 that we were just telling, November December they were staying. So
10 you were still there when they were there when, can you try to
11 remember. One week you went back. Then you came back to this
12 house.

13

14 **JOSIAH** Actually for this, the final exam we didn't, how to say, we didn't, we
15 came back but we didn't stay in the house because exam was just for
16 a while. So after we finish our exam, we came to the house, just, if we
17 had anything to take, we take and we left back to Klang. We didn't
18 exactly stay in the house during our examination time. So during that
19 time when they were not there, we also were not there fully.

20

21 **CHM** So you were practically not there. You were more in your house in
22 Klang?

23

24 **JOSIAH** Yes.

25

26 **CHM** Can I have these dates again, when you say you are practically not
27 there, not in Kampung Tunku?

28

29 **JOSIAH** Somewhere between end of November.

30

31 **CHM** End of November until?

32

33 **JOSIAH** Until December.

34

35 **CHM** December?

36

37 **JOSIAH** December but early December.

1
2 **CHM** You were not there. Practically you were not there. If at all you came
3 to the house, for a very brief visit.
4
5 **JOSIAH** For a very short visit.
6
7 **LAL** So the Sabahan family notified your sister end of November or
8 beginning of December?
9
10 **JOSIAH** Beginning of December.
11
12 **LAL** Beginning of December. And after that, how long did the Sabah,
13 Sabahan family leave? After how long?
14
15 **JOSIAH** I think if I'm not mistaken, until the 31st of December.
16
17 **LAL** And have you heard from the Sabahan family ever since?
18
19 **JOSIAH** No.
20
21 **LAL** And at that time when she left, she was still pregnant?
22
23 **JOSIAH** She gave birth and then only she left back.
24
25 **LAL** She gave birth. So at the time period when she was there, she
26 actually gave birth and then she went but you don't know any details
27 on that?
28
29 **JOSIAH** I don't know.
30
31 **LAL** You did say that you tried to call Joshua after two months, in February
32 March 2017. Did you also try Ruth's hand phone?
33
34 **JOSIAH** Yes, I did.
35
36 **LAL** And the same?
37

1 **JOSIAH** Same.
2
3 **LAL** To the voicemail? Ok. Prior to their disappearance, were you ever
4 interviewed by any police or religious department in relation to Ruth
5 and?
6
7 **JOSIAH** No.
8
9 **LAL** Do you know if Joshua and Ruth were ever interviewed by police or
10 any religious department, prior?
11
12 **JOSIAH** No.
13
14 **LAL** When they travel to Penang, do they drive up with the Kancil?
15
16 **JOSIAH** Yes, they will drive up to Penang with the Kancil.
17
18 **LAL** And both Ruth and Joshua drives, they both drive alternatively?
19
20 **JOSIAH** No, only Joshua drives.
21
22 **LAL** Only Joshua drives. Has any of the visitors who come to the house
23 come without transport? That means Joshua has to pick them up or,
24 do you know any?
25
26 **JOSIAH** Yes, there were a few who came without transport.
27
28 **LAL** So it would be this Kancil that would be the one that would pick them
29 up?
30
31 **JOSIAH** Yes.
32
33 **LAL** And have you ever driven this Kancil before?
34
35 **JOSIAH** No, I have not driven this Kancil.
36

1 LAL And has Joshua or Ruth shared any of their difficulties or any of their
2 problems with you? Any sort of any?

3

4 JOSIAH No.

5

6 LAL None at all? Ok, thank you.

7

8 Time : 11:49AM

9

10 Cross-examination of Josiahnandan Emmanuel a/l Peter by Dimas Bagus

11 Anges

12 Time : 11:49AM

13

14 DBA Yes, Mr Chairman. I would like to lay down a question. But since I,
15 with the family members, I will try to stick with Bahasa. Is the
16 witnesses here can speak and understand Bahasa Melayu? Ok. Saya
17 sedikit tertarik dengan pernyataan ketika tadi, saudara –

18

19 JOSIAH Josiah.

20

21 DBA Josiah mengatakan bahawa selepas melihat Pastor Raymond, masa
22 beritahu Pastor Raymond Koh, lalu saudara Josiah berasumsi
23 bahawa sesuatu yang buruk terjadi kepada Joshua dan Ruth. Tanpa
24 background dari asumsi saudara Josiah. Apakah itu, apakah ketika
25 berasumsi perkara itu, dia tahu bahawa tak jadi apa punya, ada
26 kaitannya antara latar belakang hilangnya Pastor Raymond dengan
27 Pastor Joshua dan saudara Ruth.

28

29 CHM You ask in Bahasa Indonesia or Bahasa Malaysia in the question.

30

31 DBA Ok.

32

33 CHM Can you now ask in English?

34

35 DBA Ok.

36

37 CHM In English.

1

2 **DBA** So I will repeat in English. Prior to the witness's said that he make an
3 assumption after he knows the news about what happened to Pastor
4 Raymond Koh. After that he say that he feel that something wrong
5 happened to Ruth and Joshua and then he lodged a report to the
6 police, right. So what is the background of your assumption? Whether
7 you have a common knowledge regarding with the, I mean, same
8 motive that bring Pastor Raymond to disappear and there's a link with
9 Pastor Joshua and his spouse.

10

11 **CHM** You understand the question?

12

13 **JOSIAH** Yes, I understand. So he's asking why I assume –

14

15 **CHM** Never mind, carry on. Answer.

16

17 **JOSIAH** So why we decided to say that they were missing and make a report
18 because Joshua and Ruth also they were Malays and then they
19 became Christian and they were in Christianity. So being Malays in
20 Malaysia, they might have a problem like this. That's why we decided
21 to make a report.

22

23 **DBA** Ok. So is there anything besides those statement you said before? I
24 mean, do you know about this situation of –

25

26 **CHM** No, for the benefit of the family, you can ask in Bahasa. Ask in Bahasa
27 and then you can ask in English.

28

29 **DBA** Ok. Yes. I translate myself. Ok. Apakah ada latar belakang lain,
30 misalnya, saudara Josiah merasa bahawa apa yang terjadi terhadap
31 Pastor Raymond, Pastor Joshua dan Ruth berkaitan dengan situasi
32 kebebasan beragama and kepercayaan di Malaysia?

33

34 **CHM** And then you can ask in English. You can ask in English.

35

36 **DBA** So is there anything, background, regarding with your assumption
37 whether there is regarded with the situation freedom of religion and

1 belief that, that I, no that there is a minimum of freedom of religion and
2 belief in Malaysia?

3

4 **JOSIAH** Can I ask to repeat the question?

5

6 **DBA** Ok. So what is another background of your assumption whether there,
7 whether you know about the situation of freedom of religion and belief
8 in Malaysia which is very low, is there the things that make you
9 assume and make you lodging the report with the police?

10

11 **CHM** You understand that question?

12

13 **JOSIAH** Yes.

14

15 **CHM** Ok, yes.

16

17 **JOSIAH** So knowing that there's a low freedom of belief and religion in
18 Malaysia, that's why I made the assumption to make the, to say that
19 he is missing and then we made a report.

20

21 **CHM** I'll ask you a question for follow up. Can you elaborate what you mean
22 by low freedom of religion in Malaysia? Can you elaborate? I mean
23 from your own, your understanding.

24

25 **JOSIAH** Ok. For Malays to become Christian, it is, can say maybe wrong thing
26 for them. So which is why Joshua becoming a Christian was a
27 problem. He did mention to us that he faced some problems when he
28 wanted to become a Christian.

29

30 **CHM** I see.

31

32 **JOSIAH** Because he, he also did tell us that he changed his IC from Islam to
33 Christian. So following this kind of statements that he has given us
34 and after the disappearance of Pastor Raymond Koh, we assumed
35 such things may have happened.

36

1 **CHM** Apart from the IC problem, apart from the IC problem, did he tell you
2 of any other problem, any other problems when he became a
3 Christian?
4

5 **JOSIAH** No.
6

7 **CHM** Religious authorities or whatever?
8

9 **JOSIAH** Not that I heard of.
10

11 **CHM** No other problem? No?
12

13 **JOSIAH** No.
14

15 **PM2** Just to clarify, when you keep using the word 'we thought', so is that,
16 did you have a chance to discuss with who? Your sister? Your
17 brother? Your father, or friends? You keep using the word we. For this
18 particular question, I'm interested to know this low freedom of religion.
19 'We though', is it your thought or –
20

21 **JOSIAH** Mine.
22

23 **PM2** Not the we, in this instance.
24

25 **JOSIAH** Yes.
26

27 **DBA** Apakah ada kes yang saudara Josiah tahu berkaitan dengan dugaan
28 panggilan orang secara paksa dengan latar belakang kebebasan
29 beragama dan berkeyakinan? Is there any other cases that you know
30 happened for the alleged interrogation premises (11:56:46AM) that
31 has a background of the freedom of religion and belief?
32

33 **CHM** You don't know?
34

35 **JOSIAH** I don't know.
36

- 1 **DBA** What about the case of, bagaimana dengan kes Pastor Raymond,
2 Amri Che Mat? What about the cases of Pastor Raymond Koh and
3 Amri Che Mat cases?
4
- 5 **JOSIAH** I don't know in detail. I just know the main information that they are
6 missing.
7
- 8 **DBA** Apakah saudara tahu, masih saudara Josiah tahu bahawa waktu atau
9 tempoh hilangnya Amri Che Mat, Pastor Joshua, dan isterinya Ruth,
10 serta Pastor Raymond berdekatan? Did you know that the tempoh of
11 the times of the moment that Amri Che Mat, Pastor Joshua and his
12 spouse, also Raymond Koh is, I mean is, very close? I mean the time
13 is very close.
14
- 15 **JOSIAH** Yes. I know that the time between the missing of these four people is
16 near.
17
- 18 **CHM** Near. Very close.
19
- 20 **JOSIAH** Very close.
21
- 22 **DBA** Jadi selain asumsi soal situasi kebebasan beragama dan
23 berkeyakinan, apakah, waktu juga menjadi alasan. So beside the
24 situation of freedom of religion and belief that happened in Malaysia,
25 do you believe that the times between these four missings also played
26 a major role for determine the patterns of Pastor Joshua and his
27 spouse missing?
28
- 29 **JOSIAH** You mean the timing, right?
30
- 31 **DBA** Yes, the timing.
32
- 33 **JOSIAH** It may connect the situation. It may have some relation.
34
- 35 **DBA** To the freedom of –
36
- 37 **JOSIAH** Of beliefs and religion.

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DBA When, ok maybe this is the last question. When you –

CHM You can ask in Bahasa Malaysia for the benefit of your.

DBA Oh yes, sorry. Ketika tadi saudara Josiah mengatakan bahawa terakhir diinterview oleh polisi tanggal 11.02.2020. Apakah ada, masih ada berapa orang polisi yang interview dan apakah masih ingat dari divisi apa saja atau mungkin ada special branch or special police division yang ikut, when you say that you were interviewed by the police on 11.02.2020, did you recall how many people were present, I mean by the police, and do you know about what is the division from those police or what is his rank or?

[12:00PM]

JOSIAH When we were called for, to give our statement to the police, there were three police, three policemen present. And I don't remember their rank.

PM2 Department, division? Do they all come from Sungai Way or they came from somewhere else?

JOSIAH All from Sungai Way.

CHM Did they wear uniforms?

JOSIAH No, they were not in uniforms.

CHM They were not wearing police uniforms?

JOSIAH Yes.

CHM Do you know whether they are from the special branch?

JOSIAH No.

1 CHM You don't.

2

3 DBA I think that's enough, Mr Chairman. Thank you very much.

4

5 Time : 12:01PM

6

7 Cross-examination of Josiahndan Emmanuel a/l Peter by Lim Heng Seng

8 Time : 12:01PM

9

10 LHS Learned commissioners, may I ask a few questions of this witness?
11 Josiah, you were saying that you interacted off and on with Pastor
12 Joshua and Ruth. You mentioned a bit of the things you talked about.
13 Could you tell us again what normally you would talk about? The
14 weather, your studies? He said his testimony. Thing like that.
15 Whatever you can remember of how you converse with him and Ruth.

16

17 JOSIAH Normally we talk about, like how I mentioned before, he'll ask us about
18 your studies. And then he asked about our parents. Because he
19 knows my dad. And sometimes he would talk about, what they do,
20 where they went that day, or something like that. Who, I mean
21 sometimes the people who come there, why are they there, what is
22 their problem. Sometimes they will mention it to us.

23

24 LHS Alright, so sometimes he talks about the visitors who are there and
25 why they are there. What do you understand of the conversation why
26 they were there? Do they need a place to stay because they were
27 fearful that they have to find a place to stay because someone is
28 looking after, looking for them, searching for them? Things like that.
29 You caught any of these kinds of sensitivities or some fears among
30 those who came and what maybe Pastor Joshua may have
31 mentioned? It's ok. This is the commission who wants to know the
32 truth. You can tell truthfully everything that you have heard and know.

33

34 JOSIAH So among them who came to stay, most of them were people who,
35 they were in difficulty. For example, the first person who came to stay
36 was a Chinese man. He had family problems. So. And I don't know
37 where they met him. Suddenly they brought him back, they said he will

1 be staying with us. And then after that, there were a few ladies who
2 came. One Chinese lady, she wanted to suicide or something.
3
4 **CHM** Suicide? Commit suicide?
5
6 **JOSIAH** Yes, commit suicide. So she was by the streets and they met her also
7 somewhere. And they brought her back. And she was living there for a
8 while. After that, his family was there. The family with the kids which I
9 mentioned just now.
10
11 **LHS** Is this the Sabah family or the other first family?
12
13 **JOSIAH** The first family.
14
15 **LHS** Ok. Tell us a bit more about what happened. Why they came and did
16 you pick up anything about either your conversation with them or with
17 Pastor Joshua or Ruth, what was their problem? Or what, were they,
18 why were they, why did they need to find a place of refuge in his
19 house?
20
21 **JOSIAH** This family they said that they were leaving somewhere to Australia or
22 something. So they, for that time being they didn't have a place to
23 stay. And they were there in Joshua's house with us.
24
25 **LHS** Ok. Any idea why they were leaving for Australia? Were they running
26 away? Were they saying something?
27
28 **JOSIAH** I'm not sure about that.
29
30 **LHS** You don't know. Alright. In response to Judge Hisham's question to
31 you, what sort of activity, work was done by Pastor Joshua. You said
32 he receives calls, then he go share his testimony and so forth, right.
33 What do you understand by the word testimony? You are a Christian
34 yourself, are you?
35
36 **JOSIAH** Yes.
37

1 **LHS** You have a testimony too, right?
2
3 **JOSIAH** Yes.
4
5 **LHS** So what does this testimony Joshua was sharing?
6
7 **JOSIAH** The testimony that Joshua was sharing is about how Jesus touched
8 his life.
9
10 **LHS** How Jesus touched his life. Ok. Explain. Did he say how? In what
11 way?
12
13 **JOSIAH** Ok. Based on what he explained is when he read the Quran, he found,
14 after reading the Quran and after reading the bible, he found some
15 differences that made him have a question about which is the truth.
16 And then that's what made him think. And then when he started
17 reading the bible more, he decided to follow this Jesus.
18
19 **LHS** Alright. That's what your father said as well, right.
20
21 **JOSIAH** Yes.
22
23 **LHS** He started reading from the books and then he came to a conclusion
24 that he can put faith in a particular religion. That's the summary of
25 what you're telling.
26
27 **JOSIAH** Yes.
28
29 **LHS** And he will talk to you about this?
30
31 **JOSIAH** Yes.
32
33 **LHS** Alright. Offering a place to stay and all that, would it be part of his
34 Christian conduct? What you see that as representing to you, when he
35 opened up his home for others to stay, those who needed a place to
36 stay, those who wanted to commit suicide, what kind of work is that?
37 From your own understanding of your, it, questions were asked, what

1 is his work? And your father said social work. Is this a kind of social
2 work that he was doing?
3
4 **JOSIAH** Yes, this is the kind of social work he was doing.
5
6 **LHS** Helping people who were in need?
7
8 **JOSIAH** Yes.
9
10 **LHS** Earlier you mentioned and this is what your father mentioned as well,
11 that he had some issues with the religious authorities, right? Yes,
12 again, you can tell this learned commissioners what kind of issues did
13 they have? Is it because he's a Christian, that he was professing his
14 religion as a Christian?
15
16 **JOSIAH** Yes. It's because he was a Christian.
17
18 **LHS** Yes. Any particular or details of what they were asking him or what
19 issues he had with them?
20
21 **JOSIAH** That I'm not sure.
22
23 **LHS** You're not sure?
24
25 **JOSIAH** That I'm...
26
27 **LHS** Ok. Alright, I have some questions to ask you about police
28 investigations, alright? You mentioned that Joshua was using a car,
29 right? A Kancil, red Kancil, we saw the picture. Number ACW 7498,
30 right? Was that the car he was using just about the time he
31 disappear?
32
33 **JOSIAH** Yes.
34
35 **LHS** Was he still using the car?
36
37 **JOSIAH** That was the only car he was using.

1
2 **LHS** The only car he was using?
3
4 **JOSIAH** Yes.
5
6 **LHS** Yes. Were any efforts made to trace the car?
7
8 **JOSIAH** By whom?
9
10 **LHS** By the police.
11
12 **JOSIAH** I'm not sure about that.
13
14 **LHS** Not sure. Did the police ask you about what car he was driving at all?
15
16 **JOSIAH** Yes, they asked.
17
18 **LHS** And you told them about the car?
19
20 **JOSIAH** Yes.
21
22 **LHS** And did you mention the car number to the police?
23
24 **JOSIAH** Yes, we mentioned.
25
26 **LHS** And your father lodged a police report on the 06.03.2017. Sorry, yes,
27 2017. You were only called by the police in 2020, I remember last
28 year, last month, right?
29
30 **JOSIAH** Yes.
31
32 **LHS** That will be about three years later, right? After report was lodged,
33 yes. You told us a bit about the first visit, yes? This family that was,
34 who were going to Australia. What about this Sabah family? That was
35 just before, I think, he disappeared, right? Yes, can you tell us a bit
36 more about that visit? Again, I mean, were they, like, in a state of
37 concern? Were they, like, having a place to hide? Things like that.

1
2 **JOSIAH** No, they were actually there just because the lady was pregnant. So,
3 she was having her check-ups in University Hospital.
4
5 **LHS** Oh, ok. So, they just need a place to stay?
6
7 **JOSIAH** Yes, need a place.
8
9 **LHS** Because they are visiting in this hospital?
10
11 **JOSIAH** Yes.
12
13 **LHS** Alright. And, finally, this particular overnight visit, someone came in
14 the night before, you and your sister were asked to vacate the room to
15 make room for them and the next day they disappeared?
16
17 **JOSIAH** Yes.
18
19 **LHS** Tell us what were the circumstances, what was going on then? Why
20 did they have to come in suddenly and go quickly the next day? What
21 was going on then?
22
23 **JOSIAH** We don't know exactly why they came at that hour and left so early
24 but if I'm not mistaken, these people had something to do with the
25 government, if I'm not mistaken, with the authorities.
26
27 **LHS** Well, they were not drug traffickers, were they?
28
29 **JOSIAH** No.
30
31 **LHS** What were they? What kind of difficulties you think they had with the
32 police? Something to do, as learned friend from KONTRAS were
33 asking, to do with their religion?
34
35 **JOSIAH** I'm not sure.
36
37 **LHS** You don't know?

1

2 **JOSIAH** Yes.

3

4 **LHS** Ok. But you sensed anxiety? You sensed they were rushing?

5

6 **JOSIAH** Yes.

7

8 **LHS** That'll be all, learned commissioners.

9

10 **Time : 12:11PM**

11

12 **PM2** Just on that, how did you get the sense that they had some trouble
13 with the authorities? Or did you hear something or did you...

14

15 **JOSIAH** Not to say that they have some trouble with the authorities but they
16 were somewhere connected to the authorities.

17

18 **PM2** I mean, how did you come to that? Did you get a sense or...

19

20 **JOSIAH** It was mentioned to us.

21

22 **PM2** By?

23

24 **JOSIAH** By Joshua and Ruth.

25

26 **PM2** What did he mention then? Authorities means what? Like jabatan or
27 polis?

28

29 **JOSIAH** I don't know.

30

31 **PM2** Or did he mention any word?

32

33 **JOSIAH** No, not specific.

34

35 **PM2** When you say authorities means government?

36

37 **JOSIAH** Yes.

1
2 **PM2** What's the word he used? Can you remember? Joshua said, oh, they
3 have problem. Joshua speaks to you in Malay or English?
4
5 **JOSIAH** Malay.
6
7 **PM2** Malay, ok. So, in Bahasa Melayu, apakah Joshua, bila cakap dengan
8 kamu, apa dia cakap?
9
10 **JOSIAH** Kerajaan, he said, if I'm not mistaken, it's kerajaan lah.
11
12 **PM2** Kerajaan, yes? So, he just used the word 'kerajaan', ada masalah
13 dengan kerajaan? Correct, is it?
14
15 **JOSIAH** Yes.
16
17 **PM2** Am I saying it right or I'm wrong?
18
19 **JOSIAH** Not... these people didn't have a problem with the government.
20
21 **PM2** Yes, then?
22
23 **JOSIAH** They were from the government.
24
25 **PM2** These people he said was from the government?
26
27 **JOSIAH** From.
28
29 **PM2** Mereka dari kerajaan?
30
31 **JOSIAH** Yes.
32
33 **PM2** Oh.
34
35 **LHS** Oh, ok.
36
37 **PM1** You mean the ones who came –

1
2 **JOSIAH** Overnight.
3
4 **PM1** Late at night?
5
6 **JOSIAH** Yes.
7
8 **PM1** And left in the morning?
9
10 **JOSIAH** Yes.
11
12 **PM1** This is quite a strong point here. So, it was Joshua who mentioned?
13 And not your impression?
14
15 **JOSIAH** No, not Joshua but Ruth.
16
17 **PM1** Yes, Ruth told you?
18
19 **JOSIAH** Ruth.
20
21 **PM1** But she didn't mention which kerajaan?
22
23 **JOSIAH** Yes.
24
25 **PM1** Yes. She just used the word 'kerajaan'.
26
27 **JOSIAH** Kerajaan.
28
29 **PM1** So, this is a lady that wear tudung?
30
31 **JOSIAH** Yes.
32
33 **PM1** So, you met that lady? When you, you had to, you remember you
34 mentioned –
35
36 **JOSIAH** Yes.
37

1 **PM1** There was, that the car –
2
3 **JOSIAH** Yes.
4
5 **PM1** Was blocking your car. So, you saw this lady?
6
7 **JOSIAH** I saw, yes, I saw this –
8
9 **PM1** So, you saw lady and a man?
10
11 **JOSIAH** And a few men.
12
13 **PM1** And a few men. The one that came that night?
14
15 **JOSIAH** Yes.
16
17 **PM1** Ok. So, they were staying in the same room or?
18
19 **JOSIAH** Only the lady was using my sister's room.
20
21 **PM1** Oh, ok.
22
23 **JOSIAH** I don't know about the other people –
24
25 **PM1** Oh.
26
27 **JOSIAH** How, where they were.
28
29 **PM1** Can you remember how many of them? One lady?
30
31 **JOSIAH** One lady, three to four men.
32
33 **PM1** Three to four men.
34
35 **CHM** Yes.
36
37 **PM1** Ok.

1
2 **CHM** Do you know of any person, any Malay person professing the religion
3 of Islam, of other faith, like Christianity, Malay, do you know of any
4 other person beside Joshua?
5
6 **JOSIAH** No, I don't know.
7
8 **CHM** No?
9
10 **JOSIAH** No.
11
12 **CHM** So, in this country, it is very, very extremely rare for a Malay to profess
13 –
14
15 **JOSIAH** Yes.
16
17 **CHM** Other religion?
18
19 **JOSIAH** Yes.
20
21 **CHM** Other than Islam. Yes?
22
23 **JOSIAH** Yes.
24
25 **[12:15PM]**
26
27 **CHM** So, did it occur to you that it's rather strange or very strange for
28 Joshua, a Malay, to be a Christian, did it occur to you? It's rather –
29
30 **JOSIAH** Yes, it did.
31
32 **CHM** Occur to you, yes?
33
34 **JOSIAH** Yes.
35
36 **CHM** Yes.
37

1 **PM2** You were not afraid to stay in the house with him because he was
2 very, very few people like this in Malaysia and some more a pastor?
3
4 **JOSIAH** Yes, no, I wasn't afraid.
5
6 **PM2** Oh, ok.
7
8 **JOSIAH** Yes. We somehow, I mean, I somehow know that if some problem
9 may come.
10
11 **CHM** Did it ever occurred to you to ask him why he became a Christian?
12 You're a Malay, you, did you ever ask him? Ask him?
13
14 **JOSIAH** No, I never asked him because he already told why.
15
16 **CHM** Yes, I see. Oh, I see, ok, yes.
17
18
19 **PM2** You, earlier in your submission earlier you mentioned that you wanted
20 to go out to class but the car was blocked by this car, right?
21
22 **JOSIAH** Yes.
23
24 **PM2** The Prevé. Then you had to wait –
25
26 **JOSIAH** Yes.
27
28 **PM2** For them to come out. So, when they came out, you were, you noticed
29 them or you were in your room?
30
31 **JOSIAH** I was there outside.
32
33 **PM2** Yes.
34
35 **JOSIAH** I noticed them but I can't remember their faces.
36
37 **PM2** Did you notice anything about the car? Was there any sticker?

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JOSIAH No.

PM2 On any part of the car?

JOSIAH No, I didn't notice that.

PM2 Nothing, so, but you can, you saw their faces? When they came out to take the car?

JOSIAH I saw but I can't remember now how they look.

PM2 Would you be able to remember any of the faces? The woman with the tudung, would you be able to remember? Now, it's two –

JOSIAH No.

PM2 Ok, thank you.

CHM Any further questions from the observer?

MA No questions.

CHM No. Simon? Yes.

Re-examination of Josiahnandan Emmanuel a/l Peter by Simon a/l

Karunagaram

Time : 12:17PM

SK One question. Josiah, when our colleague from KONTRAS asked you how do you relate the disappearance of Pastor Raymond Koh, that could also affected the missing of Joshua, right? And you mentioned about religious activities and also Joshua having convert to Christian, a Muslim convert to Christian, which is not a common thing in Malaysia, right? Malaysia. When you said conversion, right? Is it only Joshua converted himself or Joshua also converting others?

1 **JOSIAH** About converting others, I'm not sure but I only know about himself.
2 Because others, it depends on their own individual decision. So, as far
3 as I know, he never told us that he himself converted anybody.
4

5 **Time : 12:18PM**
6
7

8 **CHM** Do you know of which church he belong to or which church he goes to
9 pray?
10

11 **JOSIAH** He never belonged to any church and I don't know which church he
12 goes to.
13

14 **CHM** Did he go to church on Sunday in Kampung Tunku area?
15

16 **JOSIAH** I'm not sure because Saturdays and Sundays, we are not there.
17

18 **CHM** Yes.
19
20

21 **SK** No further question.
22

23 **CHM** No further question? Can I have the name of representative from
24 KONTRAS. Yes, I, what's your name, yes?
25

26 **DBA** My name is Dimas. I will give you my card later.
27

28 **CHM** In case –
29

30 **DBA** Dimas.
31

32 **CHM** In, I see, alright. Ok, alright, yes, alright. Yes, you add your name to
33 the list later.
34

35 **PM2** Yes.
36

1 **CHM** Alright, yes. Thank you. You can call, we have a, we'll adjourn at
2 01:00PM. Now, is what? Oh, yes, now, yes. Yes, next witness.
3
4 **SK** Next witness will be Mr Ramanathan a/l Manickavasagan, Fourth
5 Witness. Good afternoon, Mr Rama.
6
7 **RAMA** Good afternoon. Take the oath, yes.
8
9 **SK** Yes, you may sit down, yes.
10
11 **RAMA** Sit down?
12
13 **SK** You may sit down and take your oath, yes.
14
15 **RAMA** You mean take the oath?
16
17 **SK** Yes.
18
19 **RAMA** I, Ramanathan Manickavasagan, do solemnly, sincerely and truly
20 declare and affirm that the evidence which I shall give in this public
21 inquiry shall be the truth, the whole truth and nothing but the truth.
22
23 **4**
24 **Name : Ramanathan a/l Manickavasagan**
25 **Affirms and states in English**
26 **Time : 12:20PM**
27
28 **SK** Ok, thank you, Mr Rama, for assisting the inquiry. Can you please
29 introduce yourself?
30
31 **CHM** Hold on, yes.
32
33 **TFW** Simon.
34
35 **LWK** Sorry, I just want to interrupt, to interject here.
36
37 **PM2** Can you use the mic please on the...

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LWK Your honourable Chairman, I'm representing PDRM, under Dato' Azman. My name is DSP Loh. I want to raise some objections, for appearance for (12:21:24PM) this witness to be one of the witness.

CHM Object to this witness?

LWK Yes.

CHM There's basis of that objection?

LWK Oh, the basis of our objection, PDRM, because this, the reason because Mr Rama, whether it is, can facilitate on this inquiry pertaining to his testimony because he was not part of involvement of this whole case. He mainly, he just because he's a writer of the CAGED and he doesn't, will not offer anything of the, his evidence, to facilitate or can come up with conclusion whose involvement on all this part. So, that's why raise objections. Mainly that all his testimony will be based on assumption, based on whatever information received to, during the old inquiries. Furthermore, during the first day itself, when the inquiry started, Mr Rama was present inside the, this inquiry, for inquiry. So, it is raise our objection that the, he will be present as a witness.

CHM Any other persons, yes, would like to express any view?

TFW Yang Arif, just a few points to note. Number one, for replying, basically -

CHM Hold on, let me record your name again. Cyrus, yes?

TFW Yes, Cyrus, yes.

CHM Yes?

1 **TFW** The police is saying that, basically, Mr Rama have nothing to offer. All
2 his testimony will be based on assumption and he appear on the first
3 day as, in the public gallery, if I get that correctly.
4
5 **LWK** Yes.
6
7 **TFW** So, for the first point, he has nothing to offer, which –
8
9 **CHM** Yes, just a moment. I would like to confirm with Mr Rama. You were
10 present throughout the hearing on the first day?
11
12 **RAMA** Yes, I was.
13
14 **CHM** Oh, I see. Yes, please continue –
15
16 **TFW** Yes. Mr Chairman, as mentioned earlier by Mr Philip, he stand by his
17 submission. Briefly, if Yang Arif still remember, Mr Philip Koh attended
18 the first day and he applied for Mr Rama to be called first. Reason
19 being that Mr Rama is the person who filed the case or, if I can use
20 the word, filed the case or presented the memorandum to SUHAKAM
21 about this missing person and that, that itself show the weight of his
22 evidence and what he can offer, why he filed the memorandum on the
23 case with SUHAKAM, how he come about. This will offer some
24 background facts on how this case come about and we believe that
25 will give at least important information to this Panel and assist the
26 Panel to come to a right conclusion. So, it is not true to say that he
27 can offer nothing. If he can offer nothing, then this inquiry wouldn't
28 have even come into place without his, this memorandum or without
29 his, him, with his NGO filing this case with the SUHAKAM. That's the
30 first point. Second point on whether he attended the first day or
31 second day, it does not affect his memorandum that filed two years
32 back. He going to testify on why he filed his memorandum, that will be,
33 I believe that will be the crux of the matter, that he going to testify.
34
35 **CHM** Tolong tengok sekali lagi.
36

1 **TFW** So, the police attended the first day as well and when Mr Philip Koh
2 submitted on his submission on why Mr Rama should be called first,
3 there's no reply from any other observer, there's no objection, there's
4 no anything. That's the first point. Second point is that whatever this
5 Commission of inquiry have went through, through the first day, it's all
6 in the paper and everybody can read it. Now Yang Arif, I just want to
7 clarify just one point. This inquiry is to find the truth. That is set out
8 based on the SUHAKAM Act itself. I believe all the observers here is
9 interested to find the truth, where this Commission can, based on the
10 term of reference, come to a conclusion. Therefore, I believe Mr Rama
11 evidence do present at least some background and important facts to
12 this Commission. Yes, that's all I have for now.

13
14 **CHM** Yes, we'll hear Mr Lim.

15
16 **LHS** Learned commissioners, on the second point, first that, it is not an
17 invariable rule that just because a witness was in Court on the first
18 day, that he can't then give evidence. The Courts have always
19 considered it as a matter of prejudice. Here, with all due respect, I just
20 cannot see any prejudice. On the first part, Yang Arif, learned
21 commissioners, our position is this. A person who lodges a complaint,
22 in this case a memorandum, in the very first instance, should
23 obviously be the first person to come and tell the Court, this
24 Commission, why he came to a point when he felt that a
25 memorandum or a complaint must be lodged because in his view
26 there is an enforced disappearance in one of the ways described in
27 the Convention and that there were certain parties who may have
28 facilitated or by sheer negligence and neglect of duties, allowed it to
29 happen. Now, Mr Rama, having watched the first inquiry into
30 Raymond Koh, see certain patterns and similarities, which I believe it
31 is going to be very helpful to this learned Commission to determine
32 whether or not indeed there was such a forced disappearance. So, on
33 that note, in the interest of finding the truth, I think we should hear
34 every possible testimony who can give, shed some light into this. And
35 it's in that interest, I think, Mr Rama's evidence should be heard.
36 Thank you, learned commissioners.

37

1 **LWK** Your honourable Panel, I just want to raise issue that raised by our
2 learned friend, Mr Cyrus, on the issue that we are aware on the first
3 day, we could raise our objections.
4

5 [12:30PM]
6

7 After hearing the, on the proposal by the, Mr Philip Koh, the
8 honourable Panel then will decide later, that's what we, we think we
9 want to object on that day but during that time, that the honourable
10 Panel that to decide on the day, whether to be admit on that, whether
11 Mr Rama, we admit his, that's the reason why we raised the objection
12 by today. So, it doesn't mean that we don't object on that day, that we
13 failed, they say we didn't object. It's the first issue. Second issue, the
14 part that whether he, Mr Rama, who has submitted the memorandum.
15 Yes, in fact that the, we really appreciate that he submitted the
16 memorandum but unfortunately that what we are concerned here, that
17 whether that his testimony or his presence or giving all the
18 information, can facilitate, give the truthful and what's happening
19 behind all this happening on this, the missing of Joshua and Ruth
20 Hilmy. So, I'm afraid that we raise a concern because we were afraid
21 that they will link up something like Joshua and also with Pastor
22 Raymond. Our main concern is that we want the Panel come up with
23 one of the best conclusions for the benefit for all, everybody to raise
24 on issue, what they raise later. This is our main concern. It doesn't
25 mean that we were objected Mr Rama give a testimony. Our objection
26 is whether that his testimony will facilitate this, the honourable Panel,
27 to come to conclusion whether there is more, anything of the TOR that
28 had been set out by the Panel, this is our main concern of PDRM.
29 Thank you, My Lord.
30

31 **CHM** What, if I may ask or what might, what make you say that his
32 testimony will not facilitate this Panel in this inquiry?
33

34 **LWK** With permissions, My Lord. The issue that, the main our concern here
35 that most of the events, whether Pastor Raymond or Joshua or Ruth
36 Hilmy, that Mr Rama was not present or not involved. His involvement
37 was later, where he went on interview, he went and get all the

1 informations to be there. So, in by rightful, the person to be testify
2 before the Panel, the person directly involved and the person who are
3 involved from outside, for getting information, who write an articles on
4 all the sort, is from information from others. He may facilitate us or by
5 giving information to us but the main, what, we more than concern that
6 we want the person who are involved directly to be present before the
7 Panel, to give the first-hand information, a first-hand of knowledge
8 about the issue. What Mr Rama can offer now is based on what he
9 gathered from the public and the, well, from the testimony from the
10 previous inquiry. That's our main concern. That we are not objecting
11 on the issue that he can offer but we objecting what kind of
12 information he can give that facilitate on this honourable Panel. Thank
13 you.

14
15 **LHS** Learned commissioners, may I just say this? The question here
16 appears to be is it direct testimony? Secondly, is it relevant? I believe
17 each one of these can be raised in the course of his testimony given
18 by Mr Rama. And at this stage, learned representative from the police
19 can say, we don't believe this is relevant or we believe it is not direct
20 testimony, and in any event, in a Commission inquiry like this, direct
21 evidence is never the rule. There can always be hearsay evidence,
22 the last inquiry was very clear on that and this is exactly one of those.
23 In a sense, Mr Rama has studied the earlier case. He was here, he
24 can very well, perhaps, give evidence and not so much evidence but
25 indications to this learned Panel why he sees a certain pattern, which
26 will fit into one or more or several of the categories in the Convention
27 and also how certain parties might have been involved, either as I
28 said, through neglect or through even direct assistance in the
29 perpetrate, perpetration of the disappearance, if at all. Thank you. I
30 am just informed KONTRAS would like to, yes.

31
32 **DBA** Excuse me, your honourable Panels, ok.

33
34 **CHM** Hold on, we are conferring, just a moment, yes. Yes, KONTRAS, from,
35 rep from KONTRAS, yes.

36

1 **DBA** Yes. If what I understand is these arguments, regarding with the type
2 (12:35:14PM) of evidence, right? The representative of the police refer
3 to the directive evidence, which is, when I refer to the process of
4 inquiry of Raymond Koh, I found the article that stated that there's a
5 two kind of evidence, which is the directive and circumstantial
6 evidence. And what will Mr Rama stated here, right now, that's
7 regarded with the circumstantial evidence and circumstantial evidence
8 in allegation of enforced disappearance, very essential. Because
9 referring to the work, the jurisprudence from the Inter-American
10 Courts, stated that the circumstantial or presumptive evidence is
11 especially important in allegation of disappearances. Because the type
12 of repression is characterised by an attempt to suppress all
13 information about the kidnapping or the where about and fate of the
14 victims. So, I assume that all of the information that given, will given by
15 Mr Rama here is regarding with those kind of characteristic, thank you.

16
17 **CHM** Well, this is an inquiry, a public inquiry and it is not a Court of law. The
18 strict rules of evidence does not apply here. We can accept hearsay
19 rule, hearsay evidence and make an evaluation on the relevance
20 accordingly. In this inquiry, it is the view of this Panel that we would
21 like to welcome any member of the public to come forward and to
22 hear, to assist this Panel in this inquiry, in whatever way. We will, we
23 welcome everyone, yes, to assist and as regards to Mr Rama's
24 testimony, we would like, would not like to make any speculation at
25 this stage. We'll hear first, we will hear and make our evaluation and
26 assessments on the relevance accordingly, yes, after having heard
27 the testimony of every witness, as a whole. So, we will allow Mr Rama
28 to testify, yes. Yes.

29

30 **Examination-in-chief of Ramanathan a/l Manickavasagan by Simon a/l**

31 **Karunagaram**

32 **Time : 12:38PM**

33

34 **SK** Mr Rama, can you introduce yourself to the Panel? Your back, your
35 name, your current address and your occupation.

36

1 **RAMA** Ok. My name is Ramanathan. I live in KL and my address is on
2 record. I am a retiree. I used to be the head of quality for a
3 multinational organisation.
4
5 **CHM** Head of?
6
7 **RAMA** Head of quality for the Asia Pacific region.
8
9 **SK** Thank you.
10
11 **PM2** Yes, maybe at present, because –
12
13 **RAMA** Yes.
14
15 **PM2** What do you do with the present?
16
17 **RAMA** Ok. I am, basically, someone who tries to produce change for the
18 better in society and I have a blog. It's called to write2rest or Rest
19 Stop Thoughts and with some friends, founded this group called
20 CAGED, Citizens Against Enforced Disappearances, soon after these
21 disappearances and that's one of the principal things that I've been
22 doing, reporting on the SUHAKAM inquiry. And also I'm quite involved
23 with the, another NGO called EDICT, which advocates against death
24 in custody.
25
26 **SK** So, are you a member of the NGO called CAGED?
27
28 **RAMA** It's a loose association of friends, I mean, I'm not sure I want to say it's
29 an, I mean, it is an NGO but it's a loose association of friends, yes.
30
31 **SK** Do you know Joshua Hilmy?
32
33 **RAMA** No, I have never met Joshua Hilmy.
34
35 **SK** Yes, how about Ruth Sitepu?
36
37 **RAMA** No, I have never met Ruth.

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SK Right. So, can you explain to the Panel members, that, any information that you have about Joshua Hilmy or Ruth Sitepu, that can assist the inquiry?

RAMA I guess the principal thing is why we believe that there is a connection between the disappearance of Amri Che Mat and Raymond Koh and Joshua and Ruth Hilmy, because we approached SUHAKAM and we said, this is a matter of grave public concern. Because we think these three cases might be connected and the reason we said that is because many people were telling us things and they said, we have to tell you this off the record. So, we felt that people didn't want to be seen saying things, they didn't want to be identified saying things but they were principally saying that these are three cases of disappearances of faith-based workers.

MA With your permission, noble Chairman, I think we are like to object the testimony from this Rama. We would like to put on record that this, the Commission itself does not come to the finding of this inquiry and how come this witness will say that there is a connection between Amri Che Mat and Pastor Raymond Koh and this case of Ruth. And this is a process of an enquiry and does it not, no finding and then, yes. That's our objection.

CHM At the end of the testimony of this witness, Dato', you will be given the opportunity to cross-examine him and then we'll make the evaluation, yes, accordingly.

MA Thank you.

CHM When the time come.

SK Please continue.

RAMA So, we, basically, pulled together our reasons and we presented a memorandum to SUHAKAM. I need to say at this point that at the time we did that, we did not actually exist as CAGED, which is why, you

1 know, it's recorded in these SUHAKAM reports as a memorandum
2 that was received from SUARAM, Suara Rakyat Malaysia. Because at
3 that time we were basically a work group within SUARAM. And so the
4 memorandum was actually handed over by SUARAM.
5

6 **SK** So, no, but this case, this disappearance of Joshua Hilmy and Ruth
7 Sitepu, what specific information that you have that can assist the
8 Panel?
9

10 **RAMA** If by specific information you mean documents or recordings or
11 anything like that, the answer is no, we do not have anything. The only
12 thing that we have is the anxiety of the public, which was expressed to
13 us and it was, basically, expressed during the candlelight vigils that we
14 organised and also sometimes people responded to us after we were
15 called in for questioning by the police. Because we had alleged that
16 these were enforced disappearances. And the reason we use the term
17 'enforced disappearances' is because of information that we got,
18 again, from sources that wish to remain anonymous, that said, look,
19 you know, when you see the video of Raymond Koh's abduction, it
20 really looks like a very professionally done action and they said, the
21 Amri Che Mat case is a case of the Shiite Muslim, who may well have
22 been targeted by the authorities. But these were all just allegations,
23 which obviously, you know, we had no way of determining but we felt
24 that it was, there was sufficient anxiety on the part of the public for
25 there to be an investigation, which obviously we have no powers and
26 we couldn't do that. So, we wanted the police to investigate. But the
27 police were saying, no, no, you know, you guys stop making all these
28 baseless allegations, don't even make comments, you know, telling all
29 the NGOs to shut up and so on by the IGP.
30

31 **[12:45PM]**
32

33 So, the mood at that time, we felt, was there was no eagerness on the
34 part of the police to investigate and that's why we came to SUHAKAM
35 and we said there's this great imbalance in terms of information. We
36 don't have the information but there is so much anxiety. People are
37 telling us, what do we need to do to protect our pastors. In my own

1 church, we had a discussion about should we do something to protect
2 our pastors. So, there was a lot of anxiety and that's really what we
3 wanted to raise with SUHAKAM and say, look, this really needs to be
4 investigated because the police don't seem interested.

5
6 **SK** Have you lodged any police report about this disappearance?

7
8 **RAMA** No, we did not lodge a police report.

9
10 **SK** Have the police called you for any statement?

11
12 **RAMA** We were called for a statement. Thomas Fann, Sevan Doraisamy and
13 I were called and it was, basically, because in a statement, we said
14 that these cases should be investigated as possible cases of enforced
15 disappearance. And the IGP, Khalid Abu Bakar, at the time, instructed
16 the police to call us up for an investigation.

17
18 **SK** Alright. But this, the, it's not in this, on this case per se? I mean, as
19 witnesses who have information to offer the police?

20
21 **RAMA** The, we were called, basically, because of a press conference that we
22 held and a statement that we issued. So, we were called about that
23 and we were called because we made the, we termed these enforced
24 disappearances, that was the reason.

25
26 **SK** Do you have any documents or witnesses who came forward to give
27 information about the missing of Joshua and Ruth?

28
29 **RAMA** No, we do not have any documents or recordings.

30
31 **SK** You, do you have any other information that can assist the Panel in
32 this disappearance case of Joshua Hilmy and Ruth Sitepu?

33
34 **RAMA** Nothing specific.

35
36 **SK** No further question.

37

1 Time : 12:47PM

2

3 **PM2** Mr Rama, since you submitted the memorandum to SUHAKAM, has
4 there been, because you used the word, 'There have been many
5 people who told us off record events', has there been more
6 information? Because I, the memorandum, I think, is, basically, a
7 memorandum of concern.

8

9 **RAMA** Yes.

10

11 **PM2** Nothing much more.

12

13 **RAMA** Yes.

14

15 **PM2** And you handed it over to SUHAKAM to do our work, which we are
16 doing now.

17

18 **RAMA** Yes.

19

20 **PM2** But since then until now, that's three, four years, is there any new
21 information that you may have received that was never in the
22 memorandum that you can tell the Panel today?

23

24 **RAMA** Well, during the SUHAKAM inquiry, information emerged that we did
25 not have at the time. So, for example, the speeches that had been
26 made by DCP Awaluddin, we did not know about that at that time. So,
27 there's that type of information but it's all in the record of the
28 SUHAKAM inquiries. Other than that, people have come up to us on
29 various occasions, sorry, I'm saying us but I suppose I should really
30 say me. People would come up and they would say, 'This was a good
31 man, you know, why did this happen to him'? And then they might,
32 you know, relate something about having heard him speak
33 somewhere. But nothing really, you know, and I can't say where did
34 he speak, when did he speak, who was there, I can't. I don't have that
35 type of information.

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37 Time : 12:49PM

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CHM Any question you have?

Cross-examination of Ramanathan a/l Manickavasagan by Cyrus Tui Foo Woel

Time : 12:49PM

TFW Mr Rama, can I ask you a few question? You can listen to the question before you answer, if you are not clear, then you can ask me to repeat. So, you mentioned about CAGED, yes? Earlier on is about CAGED and SUARAM. So, my first question is, how did CAGED learn about the disappearance of Joshua and Ruth?

RAMA On the 05.03.2017, I, and I have this date written down because I know I'll be asked this question. So, I did some research and made sure I got my dates right. The Star published a video on its portal and the video was forwarded to me on WhatsApp. I can't remember who forwarded it. It was the video that went viral and was about three minutes and it's the one where Raymond Koh was abducted and it's the CCTV footage and I was very struck by the fact that one of the abductors came out of the vehicle and was making a recording of it. And this was something that I noticed and I thought, this is really amazing, why is someone doing this? And I also saw that the people were wearing black balaclavas. And I thought, well, you know, when's the last time I've seen something like this and that was the abduction of the Sultan of Kelantan. I actually didn't think at that time that it was the Sultan of Kelantan but I knew I had seen something like it before. And then someone forwarded me a video of the Sultan of Kelantan being abducted. Later on, we learnt that it was by the police and they were wearing black balaclavas and so on. So, I of course couldn't be sure that it was, in fact, the police. I mean, there's no way I could be sure. But a lot of people were saying this. But my mind also shifted to another video that I had seen, which was an ISIS video, where they had beheaded 21 people about a year earlier, that was in 2016. There was a beheading of 21 people who were Coptic Christians and the beheading, I think, was done in Libya. And there was this video that came out and I thought, oh my goodness, are we going to see footage in the next few days of Raymond Koh's head being cut off. So, I

1 became a bit anxious about this and I thought of the Islam under
2 threat kind of talk that was going on in Malaysia at the time because
3 the elections were going to be in 2018 and people saying Islam under
4 threat and, you know, we have to do something about it. So, all this
5 talk was going on. So, I wondered, now, has any other pastor been
6 abducted? And so during the, during this period, when we went to the
7 candlelight vigils and the prayer meetings, I asked people questions,
8 mainly Christian leaders. I asked them questions, I said, you know, is
9 this an attack on pastors? Has anyone else disappeared that we don't
10 know about? And this is when the name Joshua came up. This was
11 when they said, you know what, Joshua and his wife, Ruth, have gone
12 missing also. And I said, oh, that's funny, we've not heard about it.
13 And they said, oh, no police report has been made. And I said, why
14 hasn't a police report been made? And people said, well, we don't
15 really know but I suppose it's because they think that if they make the
16 report, then the people making the report will be investigated, rather
17 than, you know, the actual investigation of the disappearance of
18 Joshua. And then somebody passed me a, you know, a link to an
19 article, which actually appeared in what I believe is an Australian
20 website. It's called xyz.net.au and the title was 'Malaysian Pastors Are
21 Disappearing: Why Is Our Government Silent'? And in this context,
22 'Our Government' is the Government of Australia. And it said, 'In a
23 worrying trend for all of Malaysia's Christians, Pastor Raymond Koh is
24 not the only Christian leader who has been abducted recently.
25 According to locals, Pastor Joshua Hilmy, a former Muslim and ethnic
26 Malay, went missing on 30.11.2016. He had received threatening
27 phone calls in the lead-up to his disappearance and there are
28 unsubstantiated rumours that he has been taken to an Islamic re-
29 education centre in Pahang state. His car is also missing and his
30 family have no idea of his whereabouts'. Soon after that and I think
31 partly because we were encouraging people to say, you know,
32 someone should report that Joshua is missing, we learnt that a report
33 had in fact been made and that was on the 7th of March. So, that's
34 how we got to know about this'.

35
36 **TFW**

Mr Rama –

1 **PM2** What's the date of the article? xyz.net.au?
2
3 **RAMA** It was published on the 23.02.2017.
4
5 **TFW** Mr Rama, sorry, I want to digress a little bit, yes? Just now our learned
6 commissioner asked you a question. Since the date that you filed your
7 memorandum, yes? It was few years back.
8
9 **RAMA** Yes.
10
11 **TFW** Until now, so, is there anyone or is there any information that you
12 received saying that other pastors or, went missing or any other
13 minority faith leaders, like those, Amri Che Mat, have went missing,
14 since then, have you received any? Just to digress a little bit before I
15 go.
16
17 **RAMA** Not faith-based workers but, you know, soon everyone was telling us
18 about people who had disappeared. You know, there were Turkish
19 nationals who had disappeared in Malaysia, there were alleged
20 gangsters and so on. But none of them as far as we know, are
21 members of religious groups, you know.
22
23 **TFW** Ok. Yes, let me continue. So, on what basis did –
24
25 **CHM** Counsel, just a moment. Wait, what's the date you submitted your
26 memorandum to SUHAKAM? What date?
27
28 **RAMA** The date, it was in, I think –
29
30 **TFW** 20th of April.
31
32 **RAMA** 20th of, yes, I think that's, that sounds about right, 20th of April, yes.
33
34 **CHM** April, yes?
35
36 **TFW** 2017.
37

1 CHM What, '17?
2
3 TFW 2017, right?
4
5 RAMA '17.
6
7 CHM 20th April. Is it part of the exhibit? Oh, it's Tab E, yes? Ok, Tab E.
8
9 RAMA Yes, 20th of April, yes.
10
11 CHM Shall we mark it as an, as an exhibit?
12
13 PM2 Yes, I think we should.
14
15 CHM Mr Simon, we shall mark Mr Rama's memorandum as an exhibit, yes?
16 We have it here, yes?
17
18 SK Yes, Exhibit 5, 5.
19
20 CHM Yes?
21
22 JRB 3.
23
24 SK I think, yes, sorry. Exhibit 3.
25
26 CHM Exhibit number?
27
28 SK 3.
29
30 CHM No.3, yes?
31
32 SK No.3.
33
34 CHM Yes.
35
36 TFW So, Mr Rama, so, what basis, yes? Did CAGED connect the three
37 disappearance you mentioned earlier, the Pastor Raymond, Joshua

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and this Amri Che Mat? How, on what basis that you, this CAGED can connect these three disappearance together? Can you explain?

RAMA

While we were gathering the information, which is principally about Raymond Koh, we were approached by some people who were friends of Amri Che Mat and they told us that they had seen the video that we also had seen, The Star video and they said they saw some very striking similarities between, you know, in the modus operandi that was used in the abduction of Raymond Koh, which could be seen in the videos, and what they had gathered from witnesses that they had spoken to, and whose names, in fact, they had given the police and they said there was a boxing in operation, there was the use of these dark four wheel drive vehicles and they mentioned the golden Toyota Vios. And they said, you know, this vehicle was also seen in Perlis. So, this was like a, you know, a big thing for us. So, we saw that there was this similarity and they told us that Amri had been a person of interest to the religious authorities in Perlis and that Amri had been working amongst the marginalised, you know, the poor folks and so on. And they told us also something that kind of struck us as very important and they said the police was stonewalling. So, they said, just as they had heard Raymond's family wasn't receiving information from the police about the status of the investigations, these friends of Amri told us that Amri's family also were not being updated by the police and even some of the witnesses' names that they had given, the witnesses hadn't been interviewed. So, this kind of made us wonder, hey, you know, how come this, this approach is being taken by the police? We were wondering about that.

[01:00PM]

And then, we had sent the video to KONTRAS because we know KONTRAS in Indonesia works on enforced disappearances and their familiarity and, you know, we realised that we are not experts in this and so, we wanted someone who had seen many such abductions in the past, to take a look at the video and tell us, you know, what their opinion is. Because we thought of them as somewhat professional in this area. And they said, yes, it's, you know, this type of thing, you

1 can't just go out and do it. You have to practise and it was done
2 flawlessly, according to them. And, so, we said, yes, ok, you know,
3 these two cases seem very much connected. And then people were
4 telling us about police abduction operations. So, I know that
5 Hishamuddin Rais, who is a Bersih activist, at the time that I was on
6 the Bersih steering committee, had also been abducted from the
7 streets of KL and, you know, police wearing balaclavas had been
8 involved in that abduction and this is, this is a fact because when
9 people went to Dang Wangi police station to report his abduction, they
10 said, no, no, actually we're the ones who took him and he's there. And
11 that was reported in the papers. Then we learned about the alleged
12 abductions of gangsters, alleged gangsters and these were news
13 reports of people having been taken and, again, you know, four wheel
14 vehicles, black vehicles and so on. And then we learn about Turkish
15 nationals being abducted. These were all news stories and there was
16 even a Tweet from the Foreign Minister of Turkey, thanking the
17 Malaysian Government for sending back, you know, enemies of
18 Erdoğan and so on. So, when we reviewed all these things, we
19 basically said, you know, Joshua and Ruth, Amri and Raymond, they
20 were all members of faith-based groups, they're working with
21 marginalised people. We know the State routinely conducts
22 abductions. In the past we thought they only did it with, you know,
23 people like the Sultan of Kelantan but then later we realised that they
24 did it with others as well, such as alleged gangsters. And we also –

25
26 **CHM** Did I hear you said that the State, yes? What? Routinely?

27
28 **RAMA** Routinely abducts people, yes.

29
30 **CHM** Did you say that?

31
32 **RAMA** I said that, yes.

33
34 **CHM** But that is a very, a strong statement.

35
36 **RAMA** It is, Sir.

37

1 CHM Yes.

2

3 RAMA Yes.

4

5 CHM It's a, an allegation, isn't it, yes?

6

7 RAMA I say it on the basis of the reports there have been of the
8 disappearances of these Turkish nationals. There are stories of them
9 that have been taken, that have been published, actually, abroad and
10 also, the Tweet from the Turkish Foreign Minister and these cases
11 involving the abductions of these alleged gangsters. These are cases
12 that, you know, we believe, show the same modus operandi, as we
13 saw in the case of the Sultan of Kelantan. It is an allegation, of course.
14 You know, it's not substantiated but this is what we are led to believe
15 by all these cases. And also, if I might add something here, I don't
16 know, may, on the side and maybe you can tell me to stop. But when I
17 went to Seremban to attend a candlelight vigil in public, I arrived at the
18 railway station in Seremban and it was dark and I asked help, a total
19 stranger, someone I never met before, to direct me to Dataran
20 Seremban and he said, 'Why do you want to go there at this time?
21 Because it's not safe'. And I said, 'Well, there's a candlelight vigil for
22 Pastor Raymond Koh'. He said, 'Raymond Koh, who do you think took
23 him?' And I said, 'I don't know but from what I can see from the video,
24 it's very professionally conducted'. And this man, a total stranger, said
25 to me, 'You know, I think UTK did it' and I'm like, 'What's UTK?' He
26 said, 'Unit Tindak Khas' and he said he used to work for UTK and he
27 had been trained in conducting such abductions and when he saw
28 this, he said, 'This looks like, you know, one of our operations'. I did
29 not get his name, I didn't ask him anything. I don't think he would have
30 given it to me anyway. But that was one of the things that, you know,
31 confirmed me in my view that the police do, in fact, train to do such
32 things and then do, in fact, conduct this.

33

34 CHM Ok, right. It's 01:00PM, yes? Five minutes past 01:00PM. Shall we
35 take a lunch break? Yes? Witness will carry on with the answer to your
36 question when we resume, what shall, what time? 02:15PM, we
37 resume at 02:15PM.

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TFW We shall resume, ok, alright.

CHM Yes?

TFW So, shall?

CHM 02:15PM, yes?

TFW Ok.

JRB Bangun.

END

TIME : **01:06PM**

1 DATE : 02.03.2020

2 TIME : 02:50PM

3

4

START

5

6 CHM We'll carry on with the inquiry from where we left. Witness is being
7 questioned by Mr Cyrus. Please proceed.

8

9 Continued cross-examination of Ramanathan a/l Manickavasagan by Cyrus Tui

10 Foo Woei

11 Time : 02:51PM

12

13 TFW Good afternoon, Mr Panel and Mr Rama. Please be reminded you are
14 still under oath. You are bound to tell the truth.

15

16 RAMA Right.

17

18 TFW Question No.3, 'Why did CAGED say that the cases may be enforced
19 disappearance?' Why do the NGO says so?

20

21 RAMA Yes. We basically learned about how enforced disappearances
22 happened in other parts of the world and how that's very difficult to get
23 any solid evidence. So, when we were listening to people talking
24 about it, we realised that there was a very high level of concern by the
25 public although we didn't really have any solid evidence. So, we
26 thought that it was very likely the enforced disappearance especially
27 when IGP at the time, he said to the media, 'Individuals and NGO's
28 who want to get involved in kidnap cases, shut your bloody mouth.
29 You are putting the victim in a high degree of danger.' I mean, he
30 actually said this. And our conversations with Christians, with Ahmadis
31 and Shiites, basically, they have this great sense of alarm but nobody
32 would say anything very specific. They just said, 'No, no. You know,
33 this happens to us all the time.' And this kind of thing. So, we, when
34 he heard Tan Sri Khalid say what he did, we just thought that we
35 needed to keep this, we thought it was wrong to say NGO's should
36 shut up because if we shut up then it just goes away, nobody does
37 anything about it. So, we decided that we should make it public, you

1 know, so, we put up a press statement that we titled, 'Solidarity with
2 the families that Pastor Raymond Koh, Amri Che Mat and Pastor
3 Joshua and Ruth Hilmy', and we put up that statement on 07.04.2017.
4 And we got endorsements from actually 49 different NGOs. And in
5 that statement at that time, we didn't actually say, you know, enforced
6 disappearance in that statement, we just made references to the
7 Federal Constitution and we made references to right to lives and
8 personal liberty, right to move freely and so on. And our view was that
9 we should not be silenced on this because we understood that there
10 was no ransom request and so on and the police didn't seem to be
11 doing anything at this, with respect to what they were telling the
12 families. Then, on 20th of April, we submitted the memo to SUHAKAM.
13 And in that statement, we basically, you know, said, we used the term
14 'forced', sorry, 'enforced', no, we just said conduct an independent
15 investigation into the matter in line with the statutory mandate, that's
16 what we said. But then, we found the Bar Council had issued a
17 statement where they referred to these as 'forced disappearances.'
18 And then, we kind of looked at it some more and then, when we
19 decided that we would have to take this up more seriously, we formed
20 our group which we call 'Citizens Against Enforced Disappearances',
21 as I said earlier. Although at that time, we were using a different
22 name. We said 'Citizen Action Group Against Enforced
23 Disappearances.' It was only later we changed the name. And then,
24 we announce the formation of CAGED. We had a press conference
25 and in that press conference, we issued a statement. This is the one
26 that, you know, got us investigated. And in that statement, we said
27 that after more than five months since the disappearances of Amri
28 Che Mat, Joshua Hilmy and Ruth and coming to three months since
29 Raymond Koh's abduction, the police are no closer to solving these
30 crimes. And we said, based on CCTV footage and eye witness
31 accounts of the abductions of Pastor Raymond and Amri where
32 professionally trained personnel seemed to be involved in the fact that
33 till today, no ransom demands have been made. For all cases, we
34 should assume they are victims of enforced disappearance. This is
35 where we, so, this is about five months after these events. And then,
36 we made a reference to Article 2 of the International Convention for
37 Protection of All Persons from Enforced Disappearances. I won't go

1 through the details. But we used the term 'enforce disappearance' 15
2 times in that statement. So, I guess, you know, it's kind of pretty
3 obvious what we were saying. And, we held a press conference in the
4 Chinese Assembly Hall and that was on the 5th of May. And we also,
5 having got, you know, having referred to KONTRAS and having
6 spoken with other people, we decided to make a report to the
7 International Federation of Human Rights and the UN Working Group
8 on Enforced or Involuntary Disappearances and we made that report.
9 And this working group, the UN Working Group on Enforced
10 Disappearances, CAGED and SUARAM also issued a press release
11 where we asked the authorities to investigate the cases. But in that
12 statement, I must say that we did not include Joshua and Ruth in that
13 statement because the working group has a requirement that we must
14 get the consent of the families before anyone can be named and we
15 were not able to contact the family of Joshua or Ruth, so we did not
16 name them. But in our memo to SUHAKAM, because we followed that
17 with a memo to SUHAKAM, we did mention it.

18
19 **TFW**

Mr Rama, just now, you mentioned about this IGP's statement in the
20 press. Do you remember what is the date again? Just for your record
21 purpose.

22
23 **RAMA**

Yes. Let me, I have it here, yes, it was on the same day. So, on
24 05.05.2017, Tan Sri Khalid put up a Tweet. It was at about 10:00PM
25 and he said, 'Panggil NGO ini dan minta mereka kemuka keterangan
26 menyokong pertuduhan mereka.' And he had a link to a Star Online
27 report. And then, there was a response by PDRM and it said, 'Arahan
28 diterima WDH dan Tan Sri, terima kasih.' And then, we were
29 contacted by the police. I don't remember what date we were
30 contacted but we were investigated under section 505 of the Penal
31 Code. Although it said that we were called as witnesses, we were
32 questioned on 24th of May. I don't recall the questions that we were
33 asked. Just some major ones. I mean, they asked whether some
34 foreign factors were involved, whether we were getting funding from
35 foreign organisations and so on. We didn't really answer those
36 questions. I just gave a copy of the statement that we had, in fact,
37 made.

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[03:00PM]

And I said, yes, you know, I am an author of this statement. But, because I didn't really trust the police at that stage, I decided not to give them anymore information other than to say that I would answer in Court.

TFW Ok. Up until now, does CAGED still believe the claims that he made, justified?

RAMA I think we are actually more firm now. I mean, when we said to investigate, you know, we didn't have all the information, obviously, we don't, you know, there's a bias in information. So, we don't have the information but we felt that the SUHAKAM inquiry, basically, vindicated what we said because we said, you know, we take these are enforced disappearances, please use, you know, whatever powers you have and investigate. And having sat through the two inquiries and read the reports, I think what we said has been proven to be true, at least for the other, for the two others, for Raymond and Amri. But probably the biggest thing that came out of it for us which reinforces my conviction in the case of Joshua, is information that we didn't have at that time. And that's DCP Awaludin Jalid's testimony and us learning that he had made these speeches wherein he said, Muslims are under threat in Malaysia, Muslims are apostates who have become pastors. He said Muslim apostates who have pastors are threatening Muslims in this country and I'm thinking, well, Joshua Hilmy identifies as a pastor and he is a former Muslim by his own statements. And then, he says the threat that they pose is, you know, like the threat posed by terrorists (03:02:07PM). This is all in the SUHAKAM inquiry records. And then he said, 'After the Internal Security Act was removed from the books, it is difficult for the police to curb such apostates,' and this is a very senior police officer saying this, 'and therefore, other means have to be adopted.' So, that just made me think, well, you know, then, it's very likely that the police are behind this. And also, a funny thing that we noticed was that in this speech that he had made, it was something organised and held in

1 premises belonging to the Home Ministry and it was the Minister for
2 Youth and Sports, Khairy Jamaluddin who had come to open, you
3 know, to initiate this and so on. So, that kind of made me think well,
4 you know, the government of the day is also somehow you know,
5 linked with this. I don't know whether he stayed and listened to it. I
6 don't know. I am unaware of how he responded. I don't know.

7

8 **LWK** Our objections (03:03:13PM) –

9

10 **CHM** Yes.

11

12 **LWK** Dato' Seri, the panel, I think Mr –

13

14 **CHM** You speak to the mic, please.

15

16 **LWK** You raised the objection for the issue that Mr Rama, in making
17 assumptions on the issue that words uttered by Dato' Awaludin Jalid
18 because he was not there at present of the scene. He just get the
19 context of the statement, certain (03:03:45PM) from the statement.
20 So, it's quite unfair that link the disappearance of Pastor Raymond got
21 link to that, to Joshua Hilmy. So, that issue that we raise objections on
22 the issue unless they recall Dato' Awaludin to raise, I mean, to put up
23 a questions direct to him because he's the maker of the statements
24 instead of Mr Rama interpret in his own way and may mislead to
25 something else. Thank you.

26

27 **CHM** Are you saying that there's an inaccuracy in relating what DSP, is it?
28 Awaludin?

29

30 **LWK** Dato', Yes.

31

32 **RAMA** DCP.

33

34 **CHM** Dato'? Yes?

35

36 **LWK** Dato' Awaludin. Yes.

37

1 **CHM** Or it's an inaccuracy in relating what was uttered or such an
2 occurrence were never made at all? What, which is which?
3

4 **LWK** I think (03:04:39PM) it was Mr Rama try to portray that the statement
5 that made by Dato' Awaludin (03:04:46PM) interpret in another way
6 instead of what Dato' Awaludin meant is different. So, maybe Mr
7 Rama took the context out of what he's saying. So, what he telling
8 now before the panel was that this was some involvement of the
9 PDRM or some way or another to look, there's some link in the
10 disappearance of Joshua. Because Mr Rama took the context of what
11 that uttered during that seminar. It's an open seminar during this Dato'
12 Awaludin was just merely conveying the message of national security.
13 It doesn't mean more than that. Because he is the maker. He knows
14 what he is trying to say. He try to, not say convince, but try to say to
15 the public that the issue of national security, not meant what that Mr
16 Rama meant that we are involved on this issue on what else. But what
17 Mr Rama try to interpret now is linking –
18

19 **CHM** I think you just hold on because hold on first because you will be given
20 the opportunity to cross-examine the witness. So, when the time
21 comes, you put the appropriate question to the witness. Yes, and let
22 the witness clarify. Yes.
23

24 **TFW** Ok. Yes. Mr Chairman, as we are here talking about the statement, so
25 we would like to tender the transcript, speech by this Dato' Awaludin.
26 So, this, so they can be marked as an exhibit. It's just not a mere
27 testimony by Mr Rama so we are tendering the full transcript. It's in
28 Bahasa and also in English.
29

30 **CHM** 6th November, is it? 06.11.2016, is it? Is that the date that –
31

32 **TFW** Yes.
33

34 **CHM** The speech was made? What date?
35

36 **RAMA** Yes.
37

1 **CHM** The speech was made?
2
3 **RAMA** That's the one.
4
5 **CHM** 6th November?
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7 **TFW** 06.11.2016.
8
9 **RAMA** 2016.
10
11 **TFW** Seminar Belia Menentang Keganasan.
12
13 **CHM** Why two copies?
14
15 **PM2** Malay and English.
16
17 **TFW** Has translation.
18
19 **CHM** Oh, I see.
20
21 **TFW** Let me finish first.
22
23 **CHM** DSP Loh, you've got that? You've got a copy? Copies for DSP, Mr
24 DSP Loh.
25
26 **RAMA** I've got it. I've got two copies here.
27
28 **CHM** Ok, Mr Simon, before we proceed further, can you lead us on how to
29 mark these three documents?
30
31 **SK** We anticipate Seminar Belia Menentang Keganasan oleh Yang
32 Berbahagia DCP Dato' Awaludin.
33
34 **PM2** Mr Simon, this one has got both English and Malay, right?
35
36 **SK** Yes.
37

1 CHM Exhibit?
2
3 SK 4.
4
5 CHM 4, yes. Ok. So, yes. Yes, proceed.
6
7 TFW Yes, Mr Rama, just now, you stopped halfway. Seminar, so, now look
8 at the transcript.
9
10 RAMA Yes.
11
12 TFW So, you are given halfway about this Dato' Awaludin's speech. Then,
13 you mentioned about seminar and you mentioned about this Minister
14 of Sports and Youth. So, just to bring you back to the story, I mean,
15 the testimony that you are giving about. So, your testimony about this
16 minister's, is that the information you got from the speech –
17
18 RAMA Yes, it is.
19
20 TFW And the leaflet as well? So, may you continue on with your testimony?
21
22 RAMA If I might refer, can I refer?
23
24 TFW Yes.
25
26 RAMA If I might refer to, I'll use the English version.
27
28 CHM Oh.
29
30 RAMA It's at the back –
31
32 CHM Yes, English version, right? Yes.
33
34 RAMA It's the English version of the back in –
35
36 CHM His speech was in English or in Bahasa?
37

1 **RAMA** It was in Bahasa.

2

3 **CHM** Ah, I see.

4

5 **RAMA** Yes. But in the translation, if I turn to page 4, at 00:06:52 beginning
6 from the second line after 00:06:52, 'I still remember Dr Fathul Bari
7 who helped me during the apostate issue when we went up against
8 several people from the Muslim community or even when several of
9 our Muslims were approached by specific groups of people from the
10 Christian community who call themselves neglected peoples who work
11 on underground organisations that's created to lead Muslims astray
12 and make them apostates. This, we want to know how these people
13 can be converted when they were born as Muslims and when the
14 reach maturity, they convert to Christianity. Why? One of those people
15 is the son of the Selangor mufti. This makes me confused.' And so on,
16 'Yet, somehow, he was converted to become a Christian due to some
17 minor issues that happened and this actually we want.' And so, from
18 this I take it that he takes, and this is, he's speaking as a DCP in the
19 police head of E2, the extremism division. And this is why I say that he
20 considers these Muslim apostates a threat and that was my basis.
21 And then, looking at 00:07:58... sorry, 00:08:46, from 00:08:46, the
22 last line on page 4, 'Previously, we used the Internal Security Act.
23 When we were using the ISA before, it was a bit of a luxury for us
24 because it was easy for us to take action. However, these laws have
25 been attacked incessantly and eventually, these laws have to be
26 abolished by the government. Today, even though we have POTA, the
27 new law, POCA which is Prevention of Crime Act and also, the
28 Terrorism Act and they appear to be similar, they still don't work like
29 the previous ISA law. So, with this POTA or POCA or whatever, we
30 need to produce the arrested persons in Court for action to be taken.
31 This is what is happening now. We, the police and all of you have to
32 jointly work together to eradicate the problems associated with
33 terrorism. And this is why I said that according to DCP, he was
34 associating apostates with terrorism which I found incredible. Then, at
35 00:32:43 which is on page 10, where he says, 'So, we observe.'

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[03:15PM]

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Sorry, at 00:32:43, 'So, we observe whenever the Malay people seem divided, the Muslims are divided, there are certain groups of people who take advantage of the situation. And this, you see, is an issue that continues until today. Previously, we used to make arrests with the ISA, Internal Security Act. I have made such arrests before. If you gentlemen remember, there was Joshua Jamaluddin and Hilmi Mohd Noor, who's the son of the mufti of Selangor state. Hilmi Mohd Noor, his father was Selangor mufti previously.'

CHM This Hilmi is a different Hilmi?

RAMA It's a different Hilmi. Yes.

CHM Ok.

RAMA Yes. That was Operation Lalang, My Lord. 'Then, we have Kamaruddin Ahmad or is it Kamaruddin Yusof, something like that. Previously, they were arrested under the ISA. While they were being interrogated, we learnt that many of these had previously been to Singapore and Europe and they were trained by churches to the extent that they even obtained the Diploma in Theology to enable them to spread the teaching. And they were set free in Malaysia and sponsored to conduct underground activities. They didn't target the regular Islamic community because if they had, they would probably be bashed up.' So, again I felt that this was kind of strengthened the view of CAGED that if police had officers like these, that had such views, it was unlikely that they would investigate, investigation of Joshua. And then, 00:34:00, it's at the bottom. 'They targeted people who were homeless, the Muslims who contracted AIDS, single mothers and many others. And we had previously detained these people under the ISA and half of them are church leaders or pastors. And if I might just make a commentary there, we had learnt that Joshua and Ruth Hilmy had similarly reached out to people like this.' And then it says, 'And gentlemen, please don't be alarmed that among the Muslim community, there are many who have become pastors. I remember one who is in Sabah. He stays in Malaysia and he would

1 practise in Malaysia especially among the NGO's, many among you
2 would be. However, in Sabah and Sarawak, these people still hide
3 under the banner of churches. In Sarawak, there are also those who
4 propagate these teachings and conduct activities. These groups, as
5 time goes on, will become much bigger and we, together with a few
6 Muslim NGO's currently with our joint efforts are trying to trace these
7 people in order to fight back.' And this I took as rather alarming, and in
8 my view, just confirmed our suspicions that we would not get a fair
9 investigation.

10

11 **TFW** So, Mr Rama, based on the transcript of the speeches by this Dato'
12 Awaludin, is there anything you want to add other than what you have
13 spoken earlier?

14

15 **RAMA** I guess there's just the, I think it just basically strengthened our
16 convictions. We don't have anymore information. We don't have the
17 power to obtain information. And if the people that do have the power
18 makes speeches that are so obviously biased, then I don't think we
19 can expect anything more. Which is why we went to SUHAKAM. And
20 this is really an answer to why we went to SUHAKAM and –

21

22 **TFW** Just a last question, yes?

23

24 **RAMA** Yes.

25

26 **TFW** So, based on the speech by this Dato' Awaludin which is the senior
27 police officer, if cases like this Joshua or this religious minority went
28 missing, a police report is being made. So, what do you think? What
29 other actions that the police can do? And why do you come to
30 SUHAKAM rather than going to the police? Can you explain?

31

32 **RAMA** Religion is a very sensitive issue in Malaysia and the feeling that we
33 got, and it is that, it is a feeling, is that people were very reluctant to
34 make police reports especially if it involved Muslim apostates. And this
35 made them very reluctant to make reports. They basically felt that they
36 would be investigated. I mean, for example, in the Raymond Koh
37 inquiry, the commissioners hear a testimony about children being

1 interviewed, I use the word 'interviewed' rather than 'interrogated' by
2 the police even without the parents present and so on and even a
3 page was ripped out of a notebook. These things get around. People
4 talk about these things and I think that makes others even more
5 reluctant to make police reports. So, I think today, the pastor goes
6 missing, if it is, let's say someone who is perhaps a Muslim, you know,
7 who was a Muslim who had become a pastor, I doubt that people
8 would make a police report. And I think it is only because of groups
9 like CAGED who are willing to speak openly about these things that
10 people have the courage to make these reports but they often need to
11 be walked through the process and you know, be assured that the
12 Constitution actually protects them. But yes, I think the answer to the
13 question is I do not believe that people will freely go to police stations
14 and make such reports.

15

16 **TFW** Just to wrap up, is there anything else you want to add on?

17

18 **RAMA** No.

19

20 **TFW** See, Mr Rama, the speech by this Dato' Awaludin is on, you
21 mentioned just now the seminar is on the 6th of November.

22

23 **RAMA** Yes.

24

25 **TFW** So –

26

27 **RAMA** So –

28

29 **TFW** Wait, let me finish my question. There's another point. So, this Pastor
30 Joshua and Pastor Ruth went missing on the 30th of November. Do
31 you see any...

32

33 **RAMA** Well, we did think it was rather surprising that the speech was made
34 and again, this all, we only learnt about the speech during the
35 SUHAKAM inquiry, of course. But we thought it was rather surprising
36 that this speech was made in November, 6th of November and then,
37 about, I guess, 18 days later, on the 24th of November, Amri was, we

1 believe, abducted. And then six days after Amri's abduction, we hear
2 that Joshua is missing. So, everything happened in November 2016.
3 So, I can't say for sure there's a link but I, it is to me rather interesting
4 that DCP Awaludin whose name was mentioned by Sargent Sham as
5 you know, being involved in the abduction of Amri, would have made
6 this speech. So, he made this speech on the 6th of November and
7 then, on the 24th, someone disappears and again, on the 30th in the
8 same month.

9

10 **TFW** Mr Chairman, I think this is, we have no further question. Just for
11 record purposes, just now, the transcript is actually is from the video.
12 The transcript is just for easy reference by the member of panel. Just
13 for record purposes.

14

15 **Time : 03:24PM**

16

17 **CHM** Yes.

18

19 **LWK** With permission, Dato' Seri, I just want to record, just now, Mr Rama
20 mentioned that Sargent Sham have uttered the words, the statement
21 that they were (03:24:33PM inaudible). So it's just on record that
22 Sargent Sham, in fact, had lodged a report to deny whatever
23 information given to the –

24

25 **CHM** Sargent, is it?

26

27 **LWK** Sargent Sham.

28

29 **CHM** S-H-A-M?

30

31 **LWK** S-H-A-M.

32

33 **CHM** Sargent Sham?

34

35 **LWK** Sham, yes. Just now, Mr Rama have mentioned that Sargent Sham
36 have make, statement formation to the Nor Haji (03:24:54PM) family.
37 So, that, Mr Rama pick it up. Just for on record that Sargent Sham

1 have denied that he mentioned anything, that he put up, lodged a
2 report that he never mentioned anything of the issue that you...

3

4 **CHM** Yes, Mr Lim.

5

6 **Cross-examination of Ramanathan a/l Manickavasagan by Lim Heng Seng**

7 **Time : 03:25PM**

8

9 **LHS** May it please honourable commissioners. Mr Rama, you mentioned
10 DCP Dato' Awaludin Jalid as Head of E2, Social Extremism Division of
11 the Special Branch. What do you understand is the function of this
12 Social Extremism Division? We have a Terrorism Division. This is
13 Social Extremism Division. What do you understand by it?

14

15 **RAMA** I can, I mean, I have not done any research myself.

16

17 **LHS** I know but based on your inquiry which is a matter of record anyway.

18

19 **RAMA** So, what I understood was that they do a lot of observation in
20 intelligence gatherings. So, the evidence that the DCP Awaludin gave
21 here was that his section was basically involved in information, the
22 word he used is 'intelligence', gathering of intelligence. And some of
23 the things he did, in fact, was he met with muftis of various states
24 including the mufti of Perlis at the mufti's office in Perlis and we know
25 that there was even a photo of Amri's house that was projected on the
26 screen during that meeting. So, the, one of the interesting things about
27 DCP Awaludin's speech, the transcript of which was presented is that
28 at one point in his speech, he actually says that the head of terrorism
29 should also, you know, he should also come and speak at the forum
30 and so on. So, to me, it was a little confusing because he seemed to
31 imply that apostates and Shiites are terrorists. But that's not really his
32 place (03:27:26PM) so to speak. Because it's another terrorism, I
33 guess, section, within police.

34

35 **LHS** Any other categories of activities –

36

37 **CHM** Hold on, hold on.

1

2 **LHS** Mr Rama, you come to the conclusion on that question based on just
3 watching the video, is it?

4

5 **RAMA** Watching the video and listening to him giving the responses. DCP, I
6 was here when DCP Awaludin testified, so I heard him. And also,
7 reading the assessment of the commissioners in the report. So, for
8 example, they rejected Sargent Shamzaini's version of events and
9 they gave reasons which I won't go into but I thought they were good
10 reasons.

11

12 **LHS** But as you said, observing or reading his speech, he seems to
13 suggest that Muslim apostates are as bad or akin to threat posed by
14 the terrorists. That's what you are saying?

15

16 **RAMA** Yes, that was my conclusion after hearing him.

17

18 **LHS** Yes. Then, you went on to say earlier that in his seminar organised by
19 the Ministry of Home Affairs itself, he said that without the ISA, it was
20 difficult for the police to curb apostates and that there must be other
21 leads. What, did this appear in the contents of his speech
22 (03:29:02PM inaudible) and to anyone who would be reading this for
23 the first time.

24

25 **RAMA** Well, my –

26

27 **LHS** Other means, yes.

28

29 **RAMA** Yes.

30

31 **CHM** Hold on. Where can I find the words 'other means'?

32

33 **LHS** That was part of his speech, isn't it? Can you read it from his speech?

34

35 **RAMA** 00:07:58. Sorry, 00:08:46. So, on page 5, at the top where it
36 says, right at the top, the second last line of the first paragraph, 'We,
37 the police and all of you,' and it is a meeting of many NGOs, 'have to

1 jointly work together to eradicate the problems associated with
2 terrorism.'

3

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[02:30PM]

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6 **LHS** Is there 'other means' used?

7

8 **CHM** Yes. The word, 'other means' is not there.

9

10 **RAMA** Yes, those precise words are not there. Yes.

11

12 **LHS** So, you conclude that, that is what he seems to suggest?

13

14 **RAMA** Yes.

15

16 **LHS** Alright. On this point, I'll take you to another speech he made
17 subsequently, on the 10th of November at a seminar at Islamic
18 International University. Are you aware that, that was also evidence
19 adduced at the –

20

21 **RAMA** Yes.

22

23 **LHS** Tribunal (03:30:59PM inaudible).

24

25 **RAMA** Yes.

26

27 **LHS** Could you tell us a bit about that? What was said there?

28

29 **RAMA** I don't have the transcript.

30

31 **CHM** Mr Lim, evidence adduced where?

32

33 **LHS** At the seminar organised by, at the Kuliah of Architecture and
34 Environmental Design at the International Islamic University in
35 Gombak on the 10th of November, right?

36

37 **RAMA** Yes.

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LHS Page 16.

RAMA Yes, I'm sorry. I need to be refreshed.

CHM Can repeat your question? Yes.

LHS 15, just a year earlier. Yes.

CHM Repeat the whole question.

LHS I may have to call for the Board of Commission. Have you got a copy of that? It is paragraph?

AP 94.

LHS Yes. If I may just read from paragraph 94 of the report. This is what the Commission says, Sir, 'On 10.11.2015, Pertubuhan Muafakat Sejahtera Masyarakat Malaysia, Muafakat, organised a seminar named Seminar Pendedahan Ancaman Rencana Kristianisasi or SPARK at the Auditorium at Kuliah of Architecture and Environmental Design in International Islamic University, Gombak. According to the flyers that were distributed by Muafakat, Dato' DCP Awaludin Jalid, the Ketua Penolong Pengarah, Bahagian Ancaman Ekstremis Sosial, Cawangan Khas, Bukit Aman, was invited as a guest speaker. Dato' DCP Awaludin Jalid was called as a witness, IW19 in the public inquiry into the disappearance of Amri Che Mat. And Senator Dato' DCP Awaludin Jalid spoke adversely against the Christian faith. He urged the audience and non-governmental organisations to take action against any Christian organisational movement in the country. He further added that their demonstrations and protests by NGOs will not resolve the issue on Christianisation. In other words, from here, even peaceful protests and demonstrations are not allowed. Something has to be done.

RAMA Yes, I agree. And I think perhaps when I use 'other means' and so on

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LHS Is that what in your evidence (03:33:11PM)?

RAMA Yes, I may have taken that into consideration.

LHS That was a year earlier, of course. 2015. I beg the indulgence of the commissioners later, we will have these videos in due course. It is already produced earlier? Your records at the commission? No? Anyway, it is a matter of judicial notice, Yang Arif. Now, back to this question, alright. You also mentioned that DCP Awaludin referred to cases like Joshua Jamaluddin. He says, 'We have made arrests before under the ISA.' And he seems to be deploring the fact that without the ISA, we can't do any action because the law has now been abolished but he says that earlier, he had taken action against Joshua Jamaluddin and Hilmi Mohd Noor. Are you aware that in Joshua Jamaluddin's case, the Supreme Court actually held that action taken against him under the ISA was unlawful because Joshua Jamaluddin was exercising his freedom to practise his religion? Are you aware of that?

RAMA Yes, I am. Yes.

LHS We will also produce the judgment of the Supreme Court in due course, Yang Arif. Now, in your engagement with the members of the public and all that, have you heard this statement by some maybe with (03:34:46PM) who says that, 'I would have preferred having the ISA because at least I know that people like Joshua Hilmy, people like Raymond Koh, people like Amri, are safely under the ISA rather than maybe burnt somewhere else.' Have you heard comment like this (03:35:05PM)?

RAMA Certainly, yes.

LHS Yes? Thank you.

Time : 03:35PM

1 CHM Yes, Mr Loh.

2

3 Cross-examination of Ramanathan a/l Manickavasagan by DSP Loh Wooi Kee

4 Time : 03:35PM

5

6 LWK The honourable panel, I have few questions to be asked for Mr Rama
7 pertaining (03:35:33PM) to that evidence given much earlier involving
8 (03:35:37PM inaudible). So, first question that I will ask Mr Rama, the
9 issue that how do you know that the allegation that you alleged early
10 in the morning pertaining on the Sultan Kelantan was an abduction
11 (03:35:53PM) by PDRM.

12

13 RAMA There are some videos that I have seen that show the action and
14 there were armed men that came down wearing balaclava's and there
15 were no denials by the police, I mean, as far as I know, there was
16 nothing that was stated that these were terrorists or whatever. And the
17 Sultan was in fact, taken, I believe to the hospital and there were
18 reports about that. So, the implication is very strong that it was PDRM.

19

20 LWK So, the next question. So, do you know what the nature of the actions
21 were taken by the police to, I mean, you assume that the actions
22 taken by the police is abduction (03:36:43PM). Is that assumptions by
23 Mr Rama?

24

25 RAMA I am sorry. I don't understand the question.

26

27 LWK You alleged that police involved in abductions of (03:36:50PM) Sultan
28 Kelantan, the late Sultan Almarhum, Sultan of Kelantan. So, you make
29 an assumption that based on the videos and what you heard that the
30 police has involved in abductions without knowing the facts in real. It's
31 based on assumptions, based on what you have seen in the video.

32

33 RAMA The video was actually shown here. I am not sure if you were here at
34 the time but it was shown during the SUHAKAM inquiry and the family
35 basically referred to the videos as part of the way of demonstrating,
36 that the method of abduction is in fact, one that is used by PDRM.
37 That's all in the notes of proceedings.

1

2 **CHM** Mr Loh, you are from the police force, aren't you?

3

4 **LWK** Yes.

5

6 **CHM** Is it your position that action was not conducted by the police?

7

8 **LWK** No, the actions was conducted by PDRM. So, what I am trying –

9

10 **CHM** Oh, yes, that one you concede?

11

12 **LWK** Yes. I concede –

13

14 **CHM** Yes.

15

16 **LWK** The matter that I want to refer to before the panel was that Mr Rama
17 not aware what's the nature, what the operation about (03:37:59PM)
18 that in the event that if police in fact abducted the Sultan of Kelantan,
19 there will be a massive report that is something will be charged in
20 Court. In this matter, that no one was charged in Court and no in the
21 royalty in Kelantan lodged a report against PDRM and this shunted
22 (03:38:17PM) as far as I know. So, I believe, I put before Mr Rama,
23 that he is not aware what is going on, on that video. What he has seen
24 in the video, he just near, without lifting the veil that he don't know the
25 nature of the case, what's it about. That's what I put before the panel.

26

27 **CHM** Are you in a position to enlighten us what was that exercise about?

28

29 **LWK** That one I have to, that whole exercise was to bring Sultan Kelantan
30 to the hospital Kubang Kerian. That is all this is about. So, this is
31 between the royal family. We, I am not in a position to know, I mean,
32 to get clarifications further, because what I have known that so far,
33 there is no report lodged against any police officer involved at that
34 incidents. No report at all. Even SUK Kelantan neither the royal family
35 was involved. Lodging any report against PDRM. This is what I am
36 trying to put before the panel. So, in details of what actually happens
37 in between the whole operations was about, I need to get further

1 clarification because I cannot mislead the panel on this issue. So,
2 what I put before the panel was Mr Rama was not aware what is going
3 on and he don't know the nature of the whole incidence. So, what he
4 may assume that the similarity between what the police operations
5 was linked to Joshua, disappearance of Joshua and Pastor Raymond.
6 I never put the question or not on the issue of this matter was
7 whatever operation of police always there's, there's always in highlight
8 in media. The police will not, will not doing an operations without this
9 kind of magnitude. This is what I am putting before the panel. So, with
10 permission, Sir, panels who are having questions to the issue here. Mr
11 Rama did mention about that he was arrested, actually, not say you
12 arrested, was abducted by the police during the Bersih, Bersih 4.0 or
13 Bersih 3.0 did I mention?

14
15 **RAMA** Sorry, I've never been abducted.

16
17 **SK** No, not in here. You mentioned –

18
19 **LWK** You mentioned that –

20
21 **SK** Another person.

22
23 **LWK** Yes.

24
25 **RAMA** Hishamuddin, right?

26
27 **SK** Hishamuddin.

28
29 **LWK** Oh, it's not you?

30
31 **RAMA** Hishamuddin.

32
33 **LWK** So, I correct, I stand to be corrected here. So, I'll just rephrase. My
34 question was you also aware that Hishamuddin Rais was abducted by
35 the police during Bersih 3.0.

36
37 **RAMA** Yes.

1

2 **LWK** Yes. So, what happens? How do you know he was abducted?

3

4 **RAMA** Oh, well, I mean, I can read to you what the New Straits Times wrote.
5 Can I read it to you?

6

7 **LWK** Yes.

8

9 **RAMA** On 27.03.2015, the report in the New Straits Times said, 'Witnesses
10 claim police used heavy-handed tactics to arrest Hishamuddin during
11 pre-rally gathering at Dataran Merdeka here last night. It was said that
12 policemen in black in balaclava masks armed with automatic rifles
13 stormed the square and bundled off the activist into a white car before
14 speeding off.'

15

16 **LWK** I think we've heard before –

17

18 **RAMA** And –

19

20 **LWK** Just hold on, Mr Rama. Just what Mr Rama just read it out before the
21 panel, the words he used was arrest not abductions. That is very
22 important here. So, when the police conduct any operations, it's not
23 abductions, it's arrest for facilitate investigations.

24

25 **RAMA** May I respond?

26

27 **CHM** Yes.

28

29 **RAMA** Yes. The reason why I used the word 'abduction' is because people
30 who were with Hishamuddin at the time were so shocked at what
31 happened. The police did not identify themselves. They were so
32 shocked that they went to the nearest police station to make a report.
33 It was when they went to make a report that they were told that this
34 was in fact an action carried out by the police.

35

36 **LWK** If during the arrest of Hishamuddin Rais and the group of (03:42:25PM
37 inaudible) No.3, where or this group was arrested, does it mean that if

1 you say abducted, supposed that police will not reveal to you, why
2 police are still revealing back to you when you lodged a report in
3 police stations?
4

5 **RAMA** Well, the assumption of the public when something like this happens,
6 when the police do not identify themselves, is that they have to go and
7 make a police report. So, they went to make a police report. It was
8 when they made, so, perhaps the question that you know, the
9 question that I asked, what if they had not made the police report? I
10 think that's a more interesting question to ponder.
11

12 **LWK** I just put it back to you, Mr Rama, with questions with the panel. So, if
13 the question they ask, if the police not, if public did not make a
14 complaint to the police station, what going to happen to Hishamuddin
15 Rais? So, what you can see, where is Hishamuddin Rais right now? Is
16 he disappear or still around? Can I put back to you, Mr Rama?
17

18 **RAMA** Well, I guess because someone went to make a police report just as
19 happened in the case of Raymond Koh and just as happened in the
20 case of Amri Che Mat, therefore, we are aware that these people are
21 disappeared.
22

23 **LWK** Again, I just put it back to you, Mr Rama, so, you just write the
24 (03:43:52PM) both scenario between Pastor Raymond and
25 Hishamuddin Rais. So, when a citizen lodge a report, that means
26 Hishamuddin Rais seemed to be around but in Pastor Raymond and
27 Joshua, when public lodged a report, they still disappeared. So, where
28 is the similarity between these two? Because at the end of day, one is
29 missing one is not missing. So, basically, just put it back to you, are
30 you making assumption for what allegation you have made? Is it an
31 assumption or –
32

33 **RAMA** I'm drawing an inference I would say. It's not an assumption. I would
34 say it's an inference based on a pattern.
35

36 **LWK** Ok. You said based on inference. What inference are you make? Is it
37 based on what kind of evidence put before you or you have

1 something, information that you can convey or left the, before the
2 panel knows about what are the, what draw you this kind of inference?
3 Is it because based on what you have read or what you have seen?
4 Or isn't it, if you have seen or what you have read, you have before at
5 hand all the evidence that before you, then if you are making an
6 inference. But what I am trying to say that you are making
7 assumptions based on what you may have hear, that's the
8 assumptions. Inference that what you have read and what you have
9 tangible evidence that you have, you draw an inference. That is why,
10 is difference, inference and assumption but on the wrong.

11

12

[03:45PM]

13

14 **RAMA** Should I answer?

15

16 **CHM** Yes.

17

18 **RAMA** Ok. I think there is a vast difference between inference and
19 assumption. An inference is made based on a pattern. And so, I've
20 already laid out the cases where I have seen similar actions. And so, I
21 say, well, you know, even in the case of the abduction, you are not
22 comfortable with that word, but I'll use that with what I'm familiar with,
23 of the Sultan of Kelantan. I mean, you are still saying that that's not an
24 abduction. So, you are using words somewhat differently from the way
25 I am using them. But for me, there is a pattern and the pattern is
26 people are taken by the police. And I've also given examples of
27 Turkish nationals and also, of alleged gangsters. And these are all
28 reported from the media. So, I think it is reasonable for the public to
29 draw inferences. And that's why I say it's an inference, it's not an
30 assumption. Now, I do not have the powers that you have to
31 investigate but an investigation which can raise the data could lead
32 you to a conviction either way.

33

34 **LWK** Just move on to the next question. So, what one, what do you mean
35 by, my stand here would be then (03:46:30PM) that for me, it's just
36 your inference. It's an assumptions that made by Mr Rama. So, the
37 questions that I put before Rama was pertaining on the Turkish and

1 gangsters that you allege that police was involved of abductions this
2 Turkish national. So, until that there is a Tweet by the foreign minister,
3 if I may be wrong, in Turkey, stated that thanks for Malaysian
4 government for retaining that particular group of people wanted by the
5 Turkish government, for I may wrong. So, just put it back to you, is it
6 an abductions or just there's a (03:47:06PM inaudible) or Malaysian
7 government facilitating this crime by transborder by Malaysian
8 government and Turkish government?
9

10 **RAMA** Are you familiar with that particular case? Because if you are, you can
11 tell me how he left the country without his passport.
12

13 **LWK** Are you sure that they leave the country without passport?
14

15 **RAMA** Well, that's what been reported.
16

17 **LWK** So, basically, that I put before you that what you have now is based
18 on, is your report on the newspaper. Correct me if I'm wrong
19 (03:47:35PM).
20

21 **RAMA** This is actually a report that was published internationally after an
22 interview of the abducted person in a prison in Turkey. I'll be happy to
23 provide details.
24

25 **LWK** So, the question that I put back to you, Mr Rama, here, when the
26 person that involve or PDRM, the person that we abducted, that we,
27 Mr Rama, accuse of allegation against PDRM that we abducted,
28 whether it's missing person or can be found, be traced in Turkey by
29 Turkish government.
30

31 **PK** Excuse me, Panel, could I just interrupt him now, it's courtesy, that
32 counsel from the PDRM. This is a legal matter. He made a very
33 interesting statement that the PDRM merely facilitated these
34 individuals to be brought back to Turkey. We are all under the law.
35 There is no such thing as facilitated, taking of a foreign individual, put
36 him on the plane and take him out. It's like Khashoggi. We facilitate
37 Khashoggi, alright. You can't do that. There are extradition

1 procedures. There are the rule of law. We are not a rule of men
2 (03:48:47PM) deciding to facilitate a fellow enforcement officer who is
3 seeking perhaps a political dissident and taking him away in midnight
4 in a private jet. That is illegal. To say that it's facilitate is almost
5 confession that they do not bother about extradition processes which
6 is alarming indeed.

7

8 **LWK** Just want to raise a point that thank you for Mr Philip Koh, raise a very
9 important point here. So, I am not questioning about the Khashoggi
10 case on whether abduction. The issue I would like to refer now is
11 when that word, 'abduction' is a missing person here. That when Mr
12 Rama allege that Turkish national was abducted by PDRM, it doesn't
13 appear anyway, then appear in Turkey. So, I am not questioning about
14 that part. I am more concerned here that when the PDRM carry out
15 the duty when doing a suicide (03:49:41PM) job, the person is not
16 missing, the person can be found, can be find at all time. So, that, in
17 fact, Mr Rama did raise, that I can concede on the issue where a lot of
18 the operation is conducted at PDRM, everywhere can be find, found at
19 all. So, in that, I've drawn the similarity here that what Mr Rama try to
20 assume, make an assumption here, and draw the inference before the
21 panel here is that whatever operation by police or and I don't see
22 police, any enforcement agency always will disappeared. So, without
23 that proof itself, cannot show anything proof that any enforced
24 disappearance is from any (03:50:18PM) government agencies. What
25 he make, he draw assumption here is a mere assumption that every
26 police operations is try to abduct. It's not abductions at all at this
27 juncture.

28

29 **CHM** Why can't you make it simple? Mr Loh, just put to Mr Rama your
30 position.

31

32 **LWK** Yes.

33

34 **CHM** Yes. That this is actually the case and not what as you've been
35 saying. Something like that.

36

1 **LWK** Yes. Sorry Dato' Seri, in this matter, I just try to build up the case to
2 question (03:50:47PM). I just bear in mind. Ok? I just put it, Mr Rama
3 the next question, the line question will be that... Mr Rama, that on the
4 way that you mentioned before the panel that you went to that
5 Seremban and half way, you're lost. You ask the question to that one
6 local man said... then you mentioned that you showed him the video.
7 Correct me if I'm wrong, you showed him the video?
8

9 **RAMA** I did not show him the video. He said he had seen the video.
10

11 **LWK** Ok, seen the video.
12

13 **RAMA** Yes.
14

15 **LWK** So he claims, he claims that, that was a UTK?
16

17 **RAMA** Yes.
18

19 **LWK** Then you make assumption that he's a policeman.
20

21 **RAMA** You want me to answer?
22

23 **LWK** Yes.
24

25 **RAMA** So he said to me that he had just retired from the UTK. He said he
26 had been training and he worked for the UTK. A total stranger, I don't
27 know him at all. But this is what he told me.
28

29 **LWK** So, I just put it back to you, Mr Rama that you're not 100% sure that
30 he's an ex-police or ex-UTK. You make... you just merely hear what
31 he had mentioned to you.
32

33 **RAMA** I did not ask him for any identification.
34

35 **LWK** Ok. The other question is on referring to that question raised by Mr
36 Rama that IGP had tweeted to that this one twitter had mentioned that
37 'Shut up' just... can you repeat the question back again for the panel.

1

2 **RAMA** He did not tweet 'Shut up'.

3

4 **LWK** No.

5

6 **RAMA** He said that to reporters yes.

7

8 **LWK** (03:52:18PM inaudible) shut up?

9

10 **RAMA** No, he did not, he did not tweet 'Shut up'.

11

12 **LWK** Can you repeat that, can you repeat, I mean, mention that what he
13 had uttered by ex-IGP Tan Sri Khalid on this issue?

14

15 **RAMA** On the 'shut up'?

16

17 **LWK** Yes.

18

19 **RAMA** On the 'Shut up' is it?

20

21 **LWK** Yes.

22

23 **RAMA** Ok. It's quoted in this SUHAKAM reports, let me just get you the
24 right... so, it was at 10:08PM on the 05.05.2017, and he wrote 'Panggil
25 NGO ini dan minta mereka kemukakan keterangan menyokong
26 pertuduhan mereka'.

27

28 **LWK** Ok. What do you understand that phrase itself uttered by our ex-IGP?
29 That phrase itself.

30

31 **RAMA** Well, basically he says call them and ask them yes.

32

33 **LWK** To facilitate investigations?

34

35 **RAMA** Yes.

36

37 **LWK** Ok.

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CHM Did he use the word 'shut up'? He didn't use the word 'shut up'?

RAMA No, no. The shut up was in a different context. It was... he spoke it to the media. He said to the media and this is actually quoted in the SUHAKAM reports. He told that through the media, he said you know, 'All you NGOs shut up'. That's a different one.

LWK Ok. Can I step, just put it back again the word 'shut up'. There's a few words said was uttered after the word 'shut up', if I'm not mistaken that he mentioned that shut up because whatever asked, been asked the statements (03:53:49PM) issued by the NGOs can jeopardize with the victims. Correct me if I'm wrong.

RAMA Yes, he did say that it could jeopardize the victims but it had been so long since they had been abducted and there had been no demands for ransoms, so which is an absurd statement.

LWK Do you think that, I'm just putting back to Mr Rama, do you think that IGP have done not enough, or the investigation not done enough to find Joshua or whoever who has been missing?

RAMA Well again, I can only draw an inference. I can only draw an inference. I cannot give you a specific answer but when I listen to the testimony of various police officers here during this SUHAKAM inquiry, each one contradicting the other, I have no reason to believe that they were serious in the investigation.

LWK Ok. Just another question that was put to Mr Rama was pertaining on the issue that you have raised, public anxiety.

RAMA Yes.

LWK So how sure are you that the whole public at large, are you representing or doing a or conduct a survey that public at large have anxiety over this issue?

1 **RAMA** There are several ways of, I should look here. I mean there's several
2 ways obviously of assessing what people are thinking. If one is to do a
3 survey, I spent many years as a quality specialist, I know all about
4 surveys. I probably a bit of an expert in this area. To properly design a
5 survey, you have to do, you have to generate questions, you have to
6 test them with a pilot. It will take months to do a proper survey. And a
7 lot of what passes for surveys on FB and so on, are just sharing
8 nonsense. So the other way to assess public anxiety is to watch
9 Facebook to see comments people make on articles that are
10 published in various media, and basically what people say to each
11 other in conversations and just listening to these things. So to me it
12 was very clear that there was a great level of anxiety in my own
13 church. People were saying, 'Hey look, do we need to take some
14 special measures to protect our pastor?'. So to me it's very clear that
15 there's a lot of public anxiety. But you're right, I could not wait for
16 several months and get funding to do a proper survey, yes. I admit
17 that.

18
19 **LWK** To that question just put to Mr Rama was this articles, Exhibit No.4
20 being tendered before the panel, and Mr Rama had mentioned a few,
21 quoted a few of the minutes and all stuff. So just I put it to Mr Rama,
22 did any of the, the what you call it, DCP Awaludin Jadid suggest or
23 just put it in the mere, not mere, just put it clear black and white, or
24 clear message that, that PDRM will use whatever necessary beside
25 ISA to abduct or doing something illegal?

26
27 **RAMA** Not in so many words.

28
29 **LWK** So what you have pointed out before the panel that basically, that
30 whatever given before the panel was the assumptions this, inference
31 can be drawn, inference and also based on what you have read, what
32 you have read here is making merely basic assumptions. Correct if
33 wrong?

34
35 **RAMA** I would still say it's not an assumption, it's an inference. And I would
36 insist on that position because we do not make accusations lightly. So
37 I would say that having heard, having seen the manner of the delivery,

1 having heard the man answer questions, to me it was very clear that
2 he is someone with legal training, who knows the consequences of
3 saying things in blunt ways and therefore, would say things in oblique
4 ways. So when I went away, you know after, after I went away, when I
5 went away after listening to him on the video and from, from this
6 place, it was very clear to me that he was saying 'We need to work
7 differently'. Did he say we need to go out and abduct all these people
8 by ourselves, no he didn't say it in so many words. But I think the tone
9 and the way, the careful way in which things was said, it seems to me
10 that not being able to use the ISA anymore, we have to find different
11 ways and I think that's what he meant. He meant work with others.
12 Although to be fair, so far we have no evidence that any NGOs was
13 involved in this abductions.

14

15 **LWK** I have no further questions, My Lord.

16

17 **PM2** DSP Loh, if I may just inquire, your questions to Mr Rama was
18 suggesting that balaclava black operations can be part of a usual
19 arrest procedure? Is that what you're trying to suggest? Because
20 when you debunk, or you trying to debunk his notion that when they
21 went in such operation, either the Sultan of Kelantan bore the Turkish
22 order –

23

24 **CHM** Hishamuddin.

25

26 **LWK** I'm not saying –

27

28 **PM2** Oh Hishamuddin, Hishamuddin. So you're saying that's not abduction,
29 so are you saying then, that's the usual procedure for arrest. I know I
30 heard your point that cannot be abduction because you know where
31 he is, so the end of that part, I got. But the operation part, which I think
32 what Mr Rama was trying to make us understand, such operation
33 could give the possibility for abduction and you said no. So you don't
34 have to submit whether such an operation is a normal procedure for
35 arrest or when this, that kind of operation utilise in an arrest or on
36 some operation, yes.

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LWK

What I... thank you Mr Joseph, commissioner on the issue raised. What I'm trying to raise here is that whatever police operations that we are conducted, whether the balaclava on the issue that I believe, not say believe, the majority I have police in senior (04:00:00PM) at any time, we're referring back to the Sultan of Kelantan that Sultan Kelantan video, there's a video of police logos can appears anywhere. So there is an issue of balaclave or issue that they are not informed. We are not sure that whatever allegation made against PDRM, we are not informed of our identity. It just mere allegations without being substantiated with any proof. If there is any proof that stated that police are involved on this kind of activities, inform PDRM. PDRM will take actions against them, all our personnel. Because we have our own ways of conducting operation that we are being informed that we have been seen here, anywhere whether seen at the back or the front to show the incident that it's (04:00:42PM) PDRM. So what I'm trying to say here and put before the panel was that we, whatever operation conducted by PDRM always follow the rules and procedures that we will show appear that (04:00:52PM any incident PDRM involve, that's just trying to explain over here. Thank you.

PM2

Thank you. I have another question but go ahead Dato', then I will continue.

MA

With permission of our Chairman, just one question. Additional question. Mr Rama, just put it to you that referring the transcript 00:08:46 minute at the last, second last wording, you said that 'Will the police and all of you have to jointly work together to educate the problems associated with terrorism'. I put it to you that it is only a general statement had nothing to do with what we have inquiry today. It's a general statement, is it? It is not referring to any other special cases.

RAMA

The reason I referred to that was because DCP Awaludin appeared to

1 **MA** No. My question you agree or not this is only a general statement?
2
3 **RAMA** No, I disagree. I disagree.
4
5 **MA** Ok, thank you.
6
7 **PM2** I need some guidance, maybe I'll ask our counsel from Komnas HAM
8 because the background to the definition of enforced disappearance
9 as alluded to by ACP Loh was that what happened is not constituting
10 abduction, right? So maybe your counsel from Komnas HAM, because
11 I'm looking at the definition of the international convention is
12 considered to be arrest, enforced disappearance is arrest, detention,
13 abduction or any other form of deprivation of liberty by agents of the
14 state, acting with the authorisation support and acquiescence of state
15 followed by a refusal to acknowledge the deprivation of liberty, the
16 refusal to acknowledge deprivation of liberty or by concealment. So
17 I'm trying to understand what you're saying, that's why I want to
18 maybe seek Komnas HAM probably is the only expert on abduction
19 issues. Sorry.
20
21 **DBA** Yes, for the KONTRAS.
22
23 **PM2** Sorry. Apologies, my apologies. Sorry, I'm getting confused with our
24 sister organisation, Komnas HAM is the human right. KONTRAS, our
25 counsel for KONTRAS, apologies. Sorry, I don't have your name on
26 record, that's why I keep forgot. What's your name again?
27
28 **DBA** My name is Dimas.
29
30 **PM2** Sorry?
31
32 **DBA** Dimas.
33
34 **PM2** Dimas.
35
36 **DBA** Yes.
37

1 **PM2** Ok.

2

3 **DBA** So according with your question is if we look at your law, it's regarding
4 with the penal code of Malaysia, you'll have your description of
5 abduction. So I will try to lay down this sentence. So that the definition
6 of abduction regarding with the Section 362, you say, I mean the
7 abduction form is whoever by force compels or by (04:03:37PM
8 inaudible) convince, induce any person to go from any place is said to
9 abduct that person'. So maybe in regard with your question, in refer
10 with the ICPPED, what is the definition of abduction and the definition
11 of enforced disappearances, you can refer to your penal code
12 description with regarding the abduction.

13

14 **PM2** Yes, but I wanted a little bit more based on ACP Loh's own conclusion
15 that because it was with, I mean we could get the information about
16 the whereabouts like Hishamuddin Rais, you know, the Turkish guy,
17 we know and also the Sultan of Kelantan we know. So he's trying to
18 say the concept of abduction by the legal definition, both in
19 international law and by your reading, whether you have any comment
20 on that. So I was seeking some feedback or other counsel can... Yes.

21

22 **PK** Could I be of help, honourable Commissioner. At the first hearing
23 under Dato' Mah, this issue was faced head on (04:04:49PM) by the
24 learned chair that he was aware that Malaysia is not a party to that
25 covenant. Nonetheless, he say that the panel will be guided by the
26 definition that the learned Commissioner just read. So with respect to
27 Dimas, we are not saying that it must come within the penal code of
28 abduction. Our case is that we will have enough evidence for
29 inference, circumstantial or otherwise, there will be some reliance and
30 I'm actually stating our case, in submission we will do that properly, to
31 be supported, there will be circumstantial evidence and even hearsay.
32 So long as I borrow my good friend, Rama statement that there is a
33 pattern, alright. A pattern of activities that could be linked with certain
34 reasonableness by the panel. This ruling has been made and cited
35 with reference both by learned Dato' Gurdial Singh when he submitted
36 to Dato' Mah, and in Dato' Mah's award, that reference to a Latin
37 American decision on enforced disappearance and the standard of

1 proof together with evidential weight to be given, it is certainly not a
2 penal code issue that the applicant for such a hearing need to prove
3 beyond reasonable doubt, it comes within the ambit of abduction or
4 kidnapping with intent to murder. That's another section, a kidnapping
5 with intent to murder which was, two police report was made under
6 Raymond Koh's case by Jonathan, alright, Koh, the son, then after a
7 grey period, he went to say that 'My father was kidnapped with an
8 intent to be murdered'. A higher section under the penal code. Our
9 case is that there is a clear analytical and judicial definition differing
10 from our penal code and though our laws are not merely in enforced
11 disappearance code, unlike for example and Dato' Seri will appreciate
12 this, under the Vienna Convention, I just used it as an analogy of
13 diplomatic immunity, the municipal law, our domestic law, passed the
14 legislation to mirror but that moment in some way, was missed when
15 SUHAKAM, previous SUHAKAM or even one previous one, wanted to
16 be a party to the enforced disappearance covenant and there was
17 some discussion about it. I, I will state from the bar, I apologise, one of
18 the Commissioners speaking to me, said that actually, he said 'Well,
19 there's no disappearance here. Maybe we should not be of signatory
20 to that'. Perhaps he spoke too soon, not in any way mischievously or
21 trying to hide. The issue now, I will summarise, our case is not that we
22 need to prove a disappearance or abduction or kidnap, or kidnap with
23 intent to murder under penal code. We don't want to go there. Our
24 case is despite the lack of municipal domestic law, unlike the Vienna
25 Convention which was replicated internally in Malaysia, the panel is
26 not fettered at Dato' Mah has found to refer to that definition and to
27 allow the precedence in international law, in international cases which
28 we will commend to this panel that the elements of enforced
29 disappearance is made out. That will be our case. Thank you.

30
31 **CHM** Ok. We proceed. We'll proceed. Any more question to the witness? If
32 there are no further question, the witness may step down. Thank you.
33 Mr Rama.

34
35 **CHM** It is 04:08PM. We'll adjourn it at 04:30PM.

36
37 **SK** So we call the next witness?

1
2 **CHM** Yes.
3
4 **SK** Next witness will be Mr Selvakumar.
5
6 **CHM** Witness number? 5?
7
8 **SK** No.5.
9
10 **CHM** 5.
11
12 5
13 **Name** : **Selvakumar Peace John Harris**
14 **Affirms and states in English**
15 **Time** : **04:10PM**
16
17 **Examination-in-chief of Selvakumar Peace John Harris by Simon a/l**
18 **Karunagaram**
19 **Time : 04:11PM**
20
21 **SK** Thank you, Mr Selvakumar. Can you introduce yourself? Your name,
22 your... where you come from and your occupation.
23
24 **SELVA** Yes. My name is Selvakumar Peace John Harris. I was born and
25 brought up in Petaling Jaya but now I'm working in Penang. So my
26 primary education and secondary education was in PJ and after
27 finishing SPM, I went to India, I studied electrical engineering and now
28 I'm working in Butterworth as an electrical engineer.
29
30 **SK** Thank you. I will ask the question, when you answer, you answer to
31 the panel. Do you know Joshua Hilmi?
32
33 **SELVA** Yes, I know him.
34
35 **SK** How about Ruth Sitepu?
36
37 **SELVA** Yes, I know both of them.

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SK Can you tell the panel, how do you know both of them?

SELVA Ok. I met Joshua and Ruth in St Mark's Church in Butterworth. They were in Butterworth earlier. So after meeting them, I knew that they were coming to KL. So once when they were coming to KL, I just asked them whether they would like to use, to stay in my place and use that place. Because the house which I was, which I was brought up in was vacant at that time and I just offered it to them, and they said they would like to stay there. So they vacated their place at Butterworth and after that, they stayed in Petaling Jaya.

CHM You are Christian, I believe?

SELVA Yes.

CHM Which church?

SELVA I used, I mean I occasionally go to St Mark's Church in Butterworth. I'm not very regular.

CHM I see. You are Catholic or?

SELVA Anglican.

CHM Anglican.

SELVA Yes.

CHM What make you met Joshua at the St Mark's Church? How? Tell us a story how, how you came to meet him.

SELVA Yes, he came to the church to pray.

CHM Was it a Sunday or?

1 **SELVA** Yes, it was a Sunday. So when he came to the church, I got to know
2 him.
3
4 **CHM** When you were at the church?
5
6 **SELVA** Yes, I was at the church.
7
8 **CHM** For prayers as well?
9
10 **SELVA** Yes.
11
12 **CHM** I see, ok.
13
14 **SELVA** Ok.
15
16 **PM2** Yes maybe, was he invited for a special function or he was like you
17 sitting to attend the service in St Mark's Church when you met him?
18
19 **SELVA** It wasn't any special function, it was just a normal Sunday. He came to
20 the church.
21
22 **PM2** He was a preacher or he was a?
23
24 **SELVA** His wife, Ruth was preaching that day.
25
26 **PM2** Ok.
27
28 **SK** So Mr Selva, so you met in the church in... where the church was
29 located?
30
31 **SELVA** It's in Penang.
32
33 **SK** In Penang?
34
35 **SELVA** Yes.
36
37 **SK** Ok. Then you offered him to stay in your house in PJ?

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SELVA Yes.

SK The house in Kampung Tunku?

SELVA Yes.

CHM That was the first time –

SELVA No, no, no. I mean I offered the house to him –

CHM No, no. That was the first time you met him?

SELVA In church, I met him the first time in the church. But after that I got to know him better and I knew he was very good at sharing the gospel and inviting people to become, to follow Jesus.

[04:15PM]

PM2 Can you just give us a date when you met first time?

SELVA Some time, it would have been maybe around November 2014. Roughly around that time.

PM1 When you first met him, did you know that he was a Muslim before that? Did he introduce himself? Do you remember?

SELVA Ok, the first time I met him... because I mean, I have heard about the case of this other guy, Joshua Jamaluddin. So I was a bit confused and I thought this guy Joshua Hilmy was Joshua –

CHM Jamaluddin.

SELVA Yes. So I thought he was that guy lah. But after that I found out they were both different people. So actually when I talked to him, it was under that assumption that I was having a conversation with him.

1 **PM2** With Jamaluddin?
2
3 **SELVA** Yes. I mean I thought he was this guy and I was having a
4 conversation assuming that he was this guy. But later I came to know
5 that both are different people.
6
7 **PM1** How you came to enter
8
9 **CHM** A conversation with him? Is it you're... both of you were introduced by
10 someone or just by –
11
12 **SELVA** Yes. We were, we were sitting at the same table. After church, we had
13 lunch and we were sitting at the same table.
14
15 **CHM** Where do you have lunch? Where? In the church compound or in a
16 restaurant outside?
17
18 **SELVA** Yes, no. The church is a shop lot and just outside the church, there...
19 sometimes we use to just put a table there and just have lunch there.
20
21 **CHM** It's in Butterworth? St Mark's Church?
22
23 **SELVA** No. St Mark's Church, they have a main branch in Butterworth.
24
25 **CHM** Yes, yes.
26
27 **SELVA** And they also have a shop lot church which is under, it's like
28 underneath the main St Mark's Church. So this is a shop lot in
29 Butterworth... in somewhere in Penang. In, it's in, opposite... I forget
30 the shopping complex. It's opposite the shopping complex.
31
32 **CHM** Doesn't matter.
33
34 **SELVA** Yes.
35
36 **CHM** So just to confirm it is in Penang, not in Butterworth? In Penang? That
37 you first met him? In Penang or in Butterworth?

1
2 **PM2** Penang Island?
3
4 **SELVA** No, no. Not in the island. In the Butterworth side.
5
6 **CHM** In Butterworth, not Penang? In Butterworth?
7
8 **SELVA** Yes.
9
10 **CHM** Ok, alright.
11
12 **SELVA** Yes.
13
14 **SK** You said Prai, right?
15
16 **SELVA** Prai, correct.
17
18 **SK** So you met him there for the first time, are you... have you known
19 before that?
20
21 **SELVA** No, no. It was the first time I met him in church.
22
23 **SK** First time. How about Ruth?
24
25 **SELVA** Also the first time. Both first time I met them on the same day.
26
27 **SK** Ok. So the first time you met them and you offered your house?
28
29 **SELVA** No, no. I offered the house only after I found out that he's, that he's
30 good at teaching people about following Jesus.
31
32 **SK** Ok. So that was later, is it?
33
34 **SELVA** Yes. Just maybe about a few weeks later. Maybe one month later or
35 something.
36

1 **SK** Ok. So how do you know... you said you know him, what you said just
2 now? Helping, preaching?
3
4 **SELVA** He was good at teaching people to follow Jesus.
5
6 **SK** Right, yes. How you know about that?
7
8 **SELVA** That's why. We invited him to our house and my neighbour, he had a
9 short conversation with my neighbour and he told my neighbour
10 certain things and then he asked my neighbour whether he would like
11 to also follow Jesus. And then my neighbour said yes and my
12 neighbour decided to get baptised.
13
14 **CHM** When you said you invited him to your house, where? In Penang or in
15 Kampung Tunku?
16
17 **SELVA** No, no. In Sungai Bakap, in Penang.
18
19 **CHM** In Sungai Bakap.
20
21 **SELVA** Yes. My house was vacant... my house in Kampung Tunku was
22 vacant at that time.
23
24 **CHM** So this is, this is in Sungai Bakap?
25
26 **SELVA** Yes.
27
28 **CHM** When you say that, in Sungai Bakap?
29
30 **SELVA** Yes, correct. It happened in Sungai Bakap.
31
32 **CHM** Ok, right.
33
34 **SK** So which means few weeks after your first meeting in the church, he
35 came to your house?
36
37 **SELVA** Yes, correct.

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SK Ok. And he talked to your neighbour?

SELVA Yes.

SK So what's the race, religion of your neighbour?

SELVA My neighbour is a Hindu.

SK Hindu?

SELVA Yes.

SK Ok. So after he took them, then he converted them, is it?

SELVA Yes.

SK He himself?

SELVA Yes. He baptised them.

SK Baptised them. When? During the same time or later?

SELVA On the same day he met them.

SK On the same day. What else do you know about Joshua Hilmy and Ruth, the two? About the activities, I mean. Their activities.

SELVA Yes basically, ok he has written a book about Jesus' teaching and so one of the things he asked me was, because he knows that I published things on a personal website. So he asked me how to publish his book also online. So I just taught him how to do that.

SK Ok. So you have read the book?

SELVA Yes, I have read the book.

1 **SK** You have read the book.
2
3 **SELVA** Yes.
4
5 **SK** What's the book, the title of the book?
6
7 **SELVA** I can check and tell you. You want me to just check and tell you?
8
9 **SK** Yes, sure.
10
11 **SELVA** I think it was Sermon on the Mount lah.
12
13 **SK** Sermon on the Mount.
14
15 **SELVA** Yes, yes.
16
17 **SK** Ok. So on that very day also offered your house in PJ?
18
19 **SELVA** No, no. Maybe, maybe a few weeks after that incident.
20
21 **SK** Few weeks after the incident.
22
23 **SELVA** Yes.
24
25 **SK** Ok. When you say offered, you mean for free or you're, you rent it
26 out?
27
28 **SELVA** For free.
29
30 **SK** For free.
31
32 **SELVA** I told him if you like to stay there, you can stay there. Because the
33 house was vacant at that time.
34
35 **SK** So what was his response?
36
37 **SELVA** He, after seeing the house, he said he would like to stay there.

1

2 **SK** And when he moved into the house?

3

4 **SELVA** Sometime in December, that year December 2014, December.

5

6 **SK** December 2014. Besides Joshua and Ruth, do you know any –

7

8 **CHM** Just, just a moment. Can we just confirm that this is the house? This
9 the house yes, the Kampung Tunku house?

10

11 **SELVA** Yes, yes.

12

13 **CHM** Can you confirm that this the house in Kampung Tunku? Your house?

14

15 **SELVA** Yes, this the house.

16

17 **CHM** Ok.

18

19 **SK** Besides that incident on that day, have you joined Joshua Hilmy or
20 Ruth on any of their religious activities?

21

22 **SELVA** Not intentionally but I was there when a Malay couple came, came to
23 them. So it wasn't intentional, so I mean I wasn't involved in that
24 activity but I was just sitting back and listening to their conversation
25 lah.

26

27 **SK** Sorry, this, this is another incident?

28

29 **SELVA** Yes.

30

31 **SK** Another incident, you mention Malay couple. Can you describe when,
32 when this happen? Where?

33

34 **SELVA** Ok. This happened on 01.01.2015. So the Malay couple, on that day I
35 was introduced to them as Mirzan and Adlin (04:23:28PM inaudible).

36

37 **SK** The couple?

1
2 **SELVA** Yes.
3
4 **SK** Mirzan and Adlin.
5
6 **SELVA** Yes.
7
8 **SK** Where was this? Where was this?
9
10 **SELVA** In Kampung Tunku. So it will happen January 1st, just a few weeks
11 after I gave the house.
12
13 **CHM** In your house?
14
15 **SELVA** Yes, correct. In Kampung Tunku. So this couple, Mirzan and Adlin,
16 they got baptised by Joshua and Ruth. And after the baptism, Joshua
17 uploaded the photos to Facebook, ok. So basically many people got to
18 know about it and –
19
20 **SK** Photo of Mirzan and Adlin?
21
22 **SELVA** Yes.
23
24 **PM1** Baptism or just the photo of?
25
26 **SELVA** The baptism photo.
27
28 **CHM** Can you explain the process of baptism? How does one baptise
29 another? The process.
30
31 **SELVA** Yes. So Mirzan was baptised by Joshua and Adlin –
32
33 **CHM** Yes, how do you, how do you baptise? What –
34
35 **SELVA** Yes. The way how Joshua baptised.
36
37 **CHM** Yes, how?

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SELVA He ask them to, brought them to the bathroom of the house and then he bathe them under the shower. And then he just prayed for them and like invited them to say a prayer. And then as the pastor, he did say like 'In the name of the Father, I baptise you. In the name of the son, in the name of the spirit'. Something like that lah, roughly something like that.

CHM Yes, ok. Alright, yes.

SK Mr Selva, you were there in the house in Kampung Tunku?

SELVA Yes.

SK And why you were there?

SELVA Ok. You see, my wife is an Indian national and she got her red IC at that time. So we had to come to Putrajaya to get the IC. So this was on 2nd January. So since we had to come and collect it the next day, we were stayed there on 1st January.

SK So that's the reason you travelled from –

SELVA Yes, from Penang we travelled to Kampung Tunku for that reason.

SK Alright.

CHM That time Joshua and wife has already occupied the house? Already?

SELVA Yes.

CHM Yes.

SK Besides these two individuals, Mirzan and Adlin, were there anybody else in the house?

SELVA Me, my wife and my children.

1
2 **SK** So only these people?
3
4 **SELVA** Yes.
5
6 **SK** Mirzan and Adlin, are they couple?
7
8 **SELVA** I think they are couple but actually I'm not sure whether they... exactly
9 their status. But from my impression, they are husband and wife.
10
11 **SK** Husband and wife. And you don't know them personally?
12
13 **SELVA** Yes, I didn't know them.
14
15 **SK** Personally.
16
17 **CHM** How do you know that Mirzan and Adlin were Muslims?
18
19 **SELVA** I mean it's a normal assumption that –
20
21 **CHM** They were Malays?
22
23 **SELVA** Yes, Malay.
24
25 **CHM** And how do you know that they were Muslims?
26
27 **SELVA** I mean it's assumed that all Malays are Muslims.
28
29 **CHM** Alright.
30
31 **SK** Yes.
32
33 **CHM** Alright, ok.
34
35 **SK** So the question I –
36
37 **CHM** You are very sure they are Malays? Not Iban like me?

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SELVA No, no. They were Malays. I mean I didn't ask them but from my, I mean most Malays are, in Semenanjung are Muslims, right.

CHM And you are sure that they are Malays?

SELVA Yes.

CHM I see. And how do you know their names? That they are Mirzan and Adlin?

SELVA Ok. That's why. That day I was just introduced to them as Mirzan and Adlin. But later I found out that their real names was Iqbal Mirzan (04:27:27PM) and then the girl's name was Fadzlina Amran (04:27:31PM).

SK How will you know? Later about their name?

SELVA Ok. You see because when Joshua was threatened, he told me that Khairy Jamaluddin had threatened him. So when he told me about the incident of Khairy threatening him, I wanted to know how exactly that Khairy really threatened him. Because I mean, through a phone call, let's say someone makes a phone call and says something, you cannot be sure that it is really Khairy, right? So I wanted to verify that. So why... asking Joshua how he knows, Joshua showed me some emails that were between Khairy and him. So those emails were with, had a reference to this couple, Mirzan and Adlin. So –

SK Maybe we just stop. We take it one by one. Ok. So, ok, this incident took place on 01.01.2015, right?

SELVA Yes, correct.

SK Ok. Then you said Joshua uploaded the photo, the image.

SELVA Yes.

1 **SK** The baptism into his Facebook.
2
3 **SELVA** Yes, correct.
4
5 **SK** Ok. And you mentioned about the threat.
6
7 **SELVA** Yes.
8
9 **SK** And the threat is it because the, this posting in the Facebook?
10
11 **SELVA** It may be related because Mirzan and Adlin's name were mentioned in
12 the communication between Khairy and Joshua.
13
14 **SK** So repeat it. Please say again.
15
16 **SELVA** I mean in the email communication between Joshua and Khairy, the
17 names of Mirzan and Adlin were mentioned.
18
19 **SK** Ok,
20
21 **CHM** But when you mention Khairy Jamaluddin, you mean he was the
22 minister, right?
23
24 **SELVA** Yes, the Sports Minister.
25
26 **CHM** I see, I see.
27
28 **SK** And this –
29
30 **CHM** Can, can you tell us again about the threat by whom? By?
31
32 **SELVA** By Khairy.
33
34 **CHM** Can you tell us again? Repeat what you have said earlier. Can you
35 repeat?
36
37 **SELVA** Yes. So Joshua had told me that Khairy has threatened him.

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CHM Joshua told you?

[04:30PM]

SELVA Yes.

CHM Ok, right.

SELVA So I wanted to verify that and then when I asked Joshua like, how he knows it is really Khairy, he showed me some email communication where I could verify that definitely it was Khairy who threatened Joshua.

CHM Ok. When did Joshua told you about this threat? Is it in that house itself? During the baptism or –

SELVA No. No, no. This was much later.

CHM Later? Much later.

SELVA Yes.

CHM He related to you?

SELVA Yes. This, you see, the baptism happened in 2015.

CHM Yes.

SELVA But that threat, when Joshua told me, it was much later. About one year later.

CHM One year later?

SELVA Yes.

1 **CHM** Oh I see.
2
3 **SELVA** Yes.
4
5 **CHM** Where? When, where? Where was it? A year later but where was it?
6 In the house or where? You met him where?
7
8 **SELVA** No, no. He had telephoned me and told me. So but when he
9 telephoned me, I just took the details lah. I didn't question him. But he
10 came to my house in Sungai Bakap, Penang in 2016, in the month of
11 May. So when he came again, I brought up this conversation and
12 then, I asked him like how he knows it is really Khairy who threatened
13 him. So he told me the proof, he gave me the proof and I saw the
14 email communication between Khairy and Joshua.
15
16 **CHM** I see.
17
18 **PM2** How do you know it is the Khairy?
19
20 **SELVA** Yes.
21
22 **PM2** The YB, that was earlier?
23
24 **SELVA** Yes. You see, actually the emails were using unofficial email. So since
25 it was unofficial email, I can't remember whether it's Yahoo or Gmail,
26 but some unofficial email. So I asked him how he knows that this
27 email account really belongs to Khairy. So he, then he searched for
28 another mail, ok that... he searched for a initial email where Khairy
29 had used the official email and he had cc'ed the official email to Najib.
30 So Najib was cc'ed in that mail and Khairy asked for some explanation
31 and the final, somewhere down the email, he said after this,
32 communicate with me through this email. So it was something like
33 Khairy sending a mail asking for some explanation and then finally
34 asking Joshua to use another mail, communicate with him through the
35 unofficial email.
36
37 **CHM** Right. You mentioned about a threat by Khairy?

1

2 **SELVA** Yes.

3

4 **CHM** What is the nature of the threat? Did you

5

6 **SELVA** In the email, it was something like, 'It is better for you to leave the
7 country', in the email. Yes, but other than that, like the threats which
8 he received like through phone call or what, I don't know lah about
9 those things. But in the email, it was 'It is better for you to leave the
10 country'.

11

12 **CHM** You saw the email yourself?

13

14 **SELVA** Yes, correct.

15

16 **CHM** Ok.

17

18 **SK** Is it a print out or he showing the computer or hand phone?

19

20 **SELVA** Yes, I think some of it was from his mobile and some he had his
21 laptop also with him. So maybe either through mobile or through
22 laptop.

23

24 **SK** Ok. Is it only one email or several emails.

25

26 **SELVA** Yes, that's why. The unofficial... when he used the unofficial one, I
27 think there were few emails going up and down. But I think from the
28 official one, there was just one... from what I remember lah. I mean I
29 was just glancing through the thing, I wasn't really looking at all the
30 details. It appear, from what I can remember, it was one official email,
31 then the rest were unofficial email.

32

33 **SK** Alright. Then you said to confirm whether that's Khairy Jamaluddin or
34 not. And you also confirm the name of Mirzan and Adlin.






35

36 **SELVA** Ok. Mirzan and Adlin, I only found... I decided to do a online search
37 about this couple, like after the kidnapping took place.

1
2 **SK** Which kidnapping?
3
4 **SELVA** The kidnapping of Joshua and Ruth. After the kidnapping happened,
5 only after that I did a, like a online search about this couple. Iqbal
6 Mirzan and Fadzlina.
7
8 **SK** Ok. You mean after –
9
10 **SELVA** Yes. I mean at that, after doing the online search, I found out that their
11 real names is Iqbal Mirzan and Fadzlina Amran. Before that, I just
12 know, I mean when I met them the first time, I just know that their
13 names are just Mirzan and Adlin.
14
15 **SK** Ok. Do you mind –
16
17 **CHM** Can you spell Fadzlina?
18
19 **SELVA** F-A-D-Z-L-I-N-A.
20
21 **CHM** Ok. So there's a D there, yes.
22
23 **SELVA** Fadzlina Amran, yes.
24
25 **CHM** And you, and you googled? And you get some information?
26
27 **SELVA** Yes, usually I just use google. Yes.
28
29 **CHM** Ok.
30
31 **SK** You mentioned about kidnapping, are you referring to the
32 disappearance of Joshua and Ruth?
33
34 **SELVA** Yes.
35
36 **SK** The missing.
37

1 **SELVA** Yes.
2
3 **SK** Ok. When you say kidnapping, do you know... why you want to say
4 kidnapping? Or you just referring to the missing of them?
5
6 **SELVA** Yes, I mean.
7
8 **SK** Ok, alright. So you said you saw several emails, right?
9
10 **SELVA** Yes.
11
12 **SK** And you mentioned about threat. Does all the emails has threat or
13 what it's all about?
14
15 **SELVA** No. Actually the emails were actually sounded a bit friendly also. So
16 actually the emails sounded a bit friendly but then finally I think
17 something happened and then Khairy said 'It's better you leave the
18 country'.
19
20 **SK** Ok.
21
22 **CHM** And that email was cc'ed to, you said, Encik?
23
24 **SELVA** No. Only the first email, the official email was cc'ed to Najib. But after
25 that, when Khairy asked him to use the unofficial email, those were
26 not cc'ed to Najib. It was just between Khairy and Joshua.
27
28 **CHM** You mean Najib, the Prime Minister?
29
30 **SELVA** Yes.
31
32 **CHM** He was the Prime Minister then?
33
34 **SELVA** Yes.
35
36 **CHM** How do you know that it was an official email?
37

1 **SELVA** Yes. It wasn't something like Yahoo or Hotmail. It had like something
2 like maybe gov.my, something like that lah. But I was able to confirm
3 that it's a official email.
4
5 **CHM** You still keep the email?
6
7 **SELVA** No, I just saw it. I just read it from –
8
9 **CHM** I see.
10
11 **SELVA** From what Joshua showed me.
12
13 **CHM** From his computer?
14
15 **SELVA** Yes. I think it was from computer, but he was having his mobile also.
16 So I don't really remember whether he showed me from mobile or
17 computer because the both were there. He had both with him when he
18 came to my house in Sungai Bakap.
19
20 **CHM** Do you still have Joshua's number?
21
22 **SELVA** Yes.
23
24 **CHM** Can you share with us the number?
25
26 **SELVA** Ok. Actually some of the things are not here in my phone here. But it's
27 in my computer. Definitely when I go back to Penang, I can give it to
28 you. Because my phone recently was changed, wait, just hold on. I go
29 back to Penang and give you those numbers. Actually it's available
30 online, if you are... does this computer have access to internet or
31 something? If you have access to internet, can I just use the
32 computer?
33
34 **SK** Ada internet?
35
36 **CHM** Yes, sure, sure.
37

1 **SK** There are two numbers here.
2
3 **SELVA** Yes, I think Joshua uses one number and Ruth uses the another
4 number.
5
6 **CHM** Can you read Joshua's number?
7
8 **SELVA** 
9
10 **CHM** 
11
12 **SELVA**  yes correct.
13
14 **CHM** Ruth?
15
16 **SELVA** The same number, the last digit is a 2.
17
18 **CHM**  .. this Ruth?
19
20 **SELVA** Yes.
21
22 **CHM** 
23
24 **SELVA** 82, yes.
25
26 **CHM** And that's Joshua's email, email.
27
28 **SELVA** Yes, that's his email.
29
30 **PM1** This is his, what is this? His Facebook or it's a blog?
31
32 **SELVA** No, This is the book he wrote.
33
34 **PM1** Oh yes. Ok. Can I have a look?
35
36 **CHM** Is this in our, in our possession? All this?
37

1 **SK** No.

2

3 **CHM** Can you have that? The book? The book?

4

5 **PM1** Is it online?

6

7 **SELVA** Yes, this is online.

8

9 **PM1** Ok.

10

11 **CHM** Have it printed out yes. As well as the information about the email of
12 Joshua.

13

14 **SK** Ok, Tuan. Mr Selva, you, when Joshua actually showed you the
15 emails, what actually he's trying to tell you?

16

17 **SELVA** Ok. When he first told me about the threat, he actually told me that he
18 needs to vacate the house in Kampung Tunku. Because I think the
19 authorities were maybe like, looking at him. He knows that the
20 authorities are already looking at him. So he told me he needs to
21 vacate the house.

22

23 **SK** Did he, he said maybe, did he say it to you? The authorities are
24 looking for him?

25

26 **SELVA** No. But he told me about the threats that Joshua, I mean Khairy has
27 threatened him, yes. So –

28

29 **SK** Because of the email, he said the authorities may have also be
30 looking for him. Is it what he told you?

31

32 **SELVA** I mean he told me about the threats and he told me he needs to
33 vacate the house. So yes, so –

34

35 **CHM** Because the authorities are after him?

36

37 **SELVA** I can't remember his exact words but basically he said that –

1
2 **CHM** Or basically?
3
4 **SELVA** Basically the message I remember was when he first told me, he told
5 me that he needs to vacate the house. It's no more safe for him to
6 stay there.
7
8 **CHM** But you mentioned the word authority is there, you mentioned the
9 word authorities. Can you?
10
11 **SELVA** Yes. I mean Khairy, he's like part of the government.
12
13 **CHM** Oh I see.
14
15 **SELVA** So I mean the authorities I mean –
16
17 **CHM** Khairy and the government?
18
19 **SELVA** Yes.
20
21 **CHM** I see, I see. Ok.
22
23 **PM1** So he mentioned the word Khairy or he mentioned the word
24 authorities? Two different things.
25
26 **SELVA** Yes. Actually I can't remember what exactly he used. But I mean I got
27 the impression that.
28
29 **PM2** When he first mentioned about this threat? You said a year later from
30 the time of –
31
32 **SELVA** Yes.
33
34 **PM2** What's the rough, can you remember?
35
36 **SELVA** It was about one year later lah.
37

1 **PM2** So December 2015?
2
3 **SELVA** Yes, around that time.
4
5 **SK** You mentioned about May 2016 just now?
6
7 **SELVA** May 2016. Yes, that was a few months later. So he came to Sungai
8 Bakap in Penang, and he stayed with me a couple of days. That was
9 when I was able to verify that definitely it was Khairy who was
10 threatening him.
11
12 **PM2** Ok. So meaning before May 2016, he has mentioned it to you?
13
14 **SELVA** Yes, he has mentioned it to me. But at that time, I don't have any
15 proof. But in May 2016, I saw it with my own eyes.
16
17 **PM2** Ok. So before 2016 –
18
19 **CHM** So, before that Sungai Bakap incident, he had mentioned to you
20 earlier?
21
22 **SELVA** Yes. Through phone, he had called me and told me.
23
24 **CHM** About the same threat?
25
26 **SELVA** Yes.
27
28 **CHM** The same threat.
29
30 **SELVA** Yes.
31
32 **CHM** Through the phone.
33
34 **SELVA** Yes, through the phone.
35
36 **CHM** How, how, how long earlier?
37

1 **SELVA** A few months earlier.
2
3 **CHM** A few months earlier?
4
5 **SELVA** Yes, yes.
6
7 **PM1** You used, sorry.
8
9 **SELVA** So, yes... let's say in Sungai Bakap the meeting was around May
10 2016.
11
12 **CHM** Ok.
13
14 **SELVA** So a few months later, sorry, few months before that, he had phoned
15 me and told me about the threat.
16
17 **PM2** Is that roughly December 2015?
18
19 **SELVA** Yes.
20
21 **PM2** So about five months before?
22
23 **SELVA** Yes, correct.
24
25 **PM2** A year after he moved to your house.
26
27 **SELVA** Yes, correct.
28
29 **PM2** Ok.
30
31 **PM1** You used the word threat.
32
33 **SELVA** Yes.
34
35 **PM1** What, how can... I mean why do you use the word threat? It could, just
36 now you said Khairy just mentioned to advise him to go, to leave
37 Malaysia.

1

2 **SELVA** To leave the country yes.

3

4

[04:45PM]

5

6 **PM1** It could just be a friendly advice. Why did you repeatedly use the word
7 threat? What... there must be something in the letter? In the email that
8 gave you that (04:45:07PM inaudible).

9

10 **SELVA** No. Actually the conversation between Khairy and Joshua actually
11 sounded a bit friendly.

12

13 **PM1** That's what I thought.

14

15 **SELVA** Yes. It sound –

16

17 **PM1** So then why did you use the word threat? Why did you use, when you
18 saw the email, then you said, you keep on saying that it is a threat, a
19 threat?

20

21 **SELVA** I mean –

22

23 **PM1** You could have used the word friendly advice? A conversation
24 between two friends.

25

26 **SELVA** No. I mean if Joshua wanted to, if he wanted to vacate the house and
27 go somewhere else, that means definitely Joshua saw the
28 seriousness of this. Yes. But maybe that's like through phone call or
29 what, it was a more serious threat. But through email, it was, it
30 sounded quite friendly. From what I read, there was some like dispute,
31 some theological dispute yes.

32

33 **PM2** Sorry, what is it?

34

35 **SELVA** No. I mean there was some discussion about religion in the email
36 between Joshua and Khairy and yes.

37

1 **PM2** About which religion?
2
3 **SELVA** I mean some of the teachings –
4
5 **PM2** Christianity or Islam.
6
7 **SELVA** No, about what Jesus taught. Like certain things that he wrote in the
8 book.
9
10 **PM2** That book?
11
12 **SELVA** Yes. And yes, some things about that lah but I don't remember exactly
13 the details. There was some religious discussion.
14
15 **SK** Joshua told you how he came to know Khairy Jamaluddin?
16
17 **SELVA** That's why. This couple is known to Khairy because in the email from
18 Khairy to Joshua, Khairy has mentioned this couple.
19
20 **SK** You mean –
21
22 **PM1** Adlin.
23
24 **SELVA** Adlin and Mirzan.
25
26 **SK** Adlin and Mirzan. Mirzan and Adlin.
27
28 **SELVA** Yes. So definitely Khairy knows who this couple is, so... there is some
29 link to that lah, how Khairy came to know about Joshua.
30
31 **CHM** You saw the email? You saw.
32
33 **SELVA** Yes, I saw the email.
34
35 **CHM** How many emails?
36
37 **SELVA** There were a few emails.

1
2 **CHM** Few emails?
3
4 **SELVA** Yes.
5
6 **CHM** Few emails.
7
8 **SELVA** But definitely one with the official, the first email with the official email
9 was there.
10
11 **CHM** But there were few emails that you saw?
12
13 **SELVA** Yes. Using the unofficial email yes.
14
15 **PM1** So you... back to Adlin and Mirzan, so you were there when they were
16 being baptised?
17
18 **SELVA** Yes, correct. I saw.
19
20 **PM1** So you witnessed the –
21
22 **SELVA** Yes.
23
24 **PM1** The baptism?
25
26 **SELVA** Yes. Actually Joshua put the photos on Facebook also.
27
28 **PM1** Alright, ok. Now because I was curious, I mean you said... but you're
29 an Anglican, right?
30
31 **SELVA** Yes.
32
33 **PM1** Ok. But what about Joshua and Ruth, do you know their?
34
35 **SELVA** No. They don't mind going to any church. They do go to many
36 churches.
37

1 **PM1** Because from my understanding, they wouldn't have been from
2 Anglican or Catholic because you have to be a proper, or
3 (04:48:25PM inaudible) pastor and you cannot just baptise anybody in
4 the bathroom. That's what I thought. So they could not have been
5 from Anglican or the mainstream Catholic church. Can I say that?
6

7 **SELVA** Yes. Actually Joshua, he's understanding all is not based on what the
8 church teaches. He just read the gospels and he just believes that we
9 should just follow what Jesus taught and don't care what the church
10 teaches.
11

12 **PM1** Ok. That's interesting, ok.
13

14 **SK** Mr Selvakumar, so he came and stayed in your house in May 2016.
15

16 **SELVA** Yes.
17

18 **SK** Did he stay how long?
19

20 **SELVA** Maybe for two days.
21

22 **SK** Only two days.
23

24 **SELVA** Yes.
25

26 **SK** And is it because he's worried or scared of something? He came to
27 see you?
28

29 **SELVA** Ok. I'm not very sure about that whether he was doing that but I was, I
30 was and I am still under the impression that maybe he was moving
31 about from house to house after getting the threat. I think he was not
32 permanently staying in PJ. I am under that impression but I'm not
33 sure.
34

35 **SK** Ok. Besides this email and so-called threat you mentioned just now,
36 was any other threat from anybody else that, have Joshua mentioned
37 to you?

1
2 **SELVA** No.
3
4 **SK** No. Only this particular incident, the particular issue, emails.
5
6 **SELVA** Yes.
7
8 **CHM** You mentioned the word threat, threat. Is this the word also used by
9 Joshua to you? That I have been threatened or something? Is it
10 because that's the word used by Joshua to describe what he saw,
11 sorry, what he saw in the email?
12
13 **SELVA** Yes, I think I remember... no, actually I don't really remember his exact
14 words but definitely from the conversation, this is the message I got.
15
16 **CHM** How does he appear when he relate to you about the contents of the
17 email? What was... how –
18
19 **SELVA** He showed it to me.
20
21 **CHM** Yes, yes. How does his feelings or...
22
23 **SELVA** He just showed me. I don't think I saw any feelings in him.
24
25 **CHM** He doesn't look worried or, he looks worried or whatever?
26
27 **SELVA** No.
28
29 **CHM** Or does he –
30
31 **SELVA** I think he, no maybe he just accept –
32
33 **CHM** Upset, upset him or?
34
35 **SELVA** No lah. I think he already accepted it. I mean and he can't do anything
36 about it, so I think he's just acting normal only.
37

1 **CHM** He doesn't look worried?
2
3 **SELVA** I don't think so lah, I think he's just acting normal. He may be worried
4 inside but outside he doesn't show it.
5
6 **CHM** I see.
7
8 **PM2** Now that's in May, right?
9
10 **SELVA** Yes.
11
12 **PM2** So that's many months after the original phone call to you in
13 December.
14
15 **SELVA** Yes.
16
17 **PM2** In that phone call, you said you adduced that he looked threatened
18 or... was that what you –
19
20 **SELVA** I mean I –
21
22 **PM2** Through the phone call you got that impression, right? In December
23 2015?
24
25 **SELVA** Yes. He told he was threatened and he needs to vacate the house, so
26 I think after that call, I think he may not have been permanently
27 staying in Kampung Tunku. He may have been like moving around
28 and then coming back, maybe something like that lah. Actually I don't
29 know... maybe when you asked just now that guy, Josiah, since
30 Josiah was staying there, he may know better whether Joshua was
31 permanently staying there.
32
33 **PM2** Thank you.
34
35 **SK** After the incident in 2016, have you met Joshua again?
36

1 **SELVA** Me? Me, I met him. Then again September 2016, again he visited me.
2 That was because actually my father... ok, my father has already now
3 passed away, but at that time, he was already bedridden. So Joshua
4 had brought my father from Kampung Tunku to Penang. Because
5 actually one of the things is, before my father passed away, I, we
6 asked him like where he would like to be, so even though he was
7 staying, my father was staying with me, my father also liked to stay in
8 that Kampung Tunku house because my father spent maybe most of
9 his life in that house. So actually my father was there for some time
10 staying with Joshua and Ruth. Then in sometime in September 2016,
11 he came back to Penang.

12

13 **CHM** Your father was the owner of the house?

14

15 **SELVA** Yes, before passing the house down to the next generation, he was
16 the owner.

17

18 **CHM** He was the owner.

19

20 **SELVA** Yes.

21

22 **CHM** When did he pass away?

23

24 **SELVA** He passed away just 2018, just two years ago.

25

26 **CHM** And today, who's the owner of the house?

27

28 **SELVA** Me and my brother. My father passed the house down to me and my
29 brother.

30

31 **PM1** How many rooms is this house?

32

33 **SELVA** Five rooms.

34

35 **PM1** Five rooms. So your father was staying together with.

36

37 **SELVA** Yes.

1
2 **PM1** Because we have the, what's the name, the earlier one, this –
3
4 **SK** Josiah, Josiah.
5
6 **PM1** Josiah and the sister.
7
8 **SELVA** Yes.
9
10 **PM1** And then your father?
11
12 **SELVA** No, no.
13
14 **PM1** He never stayed together?
15
16 **SELVA** Just a short while only.
17
18 **PM1** Ok.
19
20 **SELVA** Maybe like, I can't remember how long but it may just have been just a
21 few weeks or something.
22
23 **PM1** Ok. So not, he didn't stay that long.
24
25 **SELVA** Yes. Because I mean, we had asked him like where he would like...
26 because you know sometimes when people grow old, they are not
27 easy with the children. Then they say they want to go here, want to go
28 there. So once my father had said that he wants to go back to
29 Kampung Tunku, so we just allowed it.
30
31 **SK** So Mr Selva, the, your meeting Joshua in September 2016, that was
32 in Kampung Tunku itself? No, that is –
33
34 **SELVA** No. 2016 September, he came and dropped my father in Penang.
35
36 **SK** Ok. Did he stay in your house?
37

1 **SELVA** No, at that time, no.
2
3 **SK** He just dropped and?
4
5 **SELVA** Yes. He just dropped my father and then he went.
6
7 **SK** Did he say anything about the threat or anything?
8
9 **SELVA** No. That time actually my last kid was born at that time, so it was a
10 very small conversation. I mean, he just came, visited us maybe half
11 an hour and then left.
12
13 **CHM** When you said Penang, you mean Sungai Bakap?
14
15 **SELVA** Yes.
16
17 **CHM** Sir, please be precise.
18
19 **SELVA** Yes.
20
21 **CHM** Sungai Bakap is Sungai Bakap. Don't say Penang.
22
23 **SELVA** Ok.
24
25 **SK** Was that the last time you met him?
26
27 **SELVA** Yes, correct.
28
29 **SK** That was the last time. Ok, yes.
30
31 **PM1** What about Ruth? Do you have any specific conversation with Ruth
32 that you can recall?
33
34 **SELVA** No.
35
36 **PM1** Did she feel threatened also or?
37

1 **SELVA** No. I didn't talk much to Ruth lah, I was talking mostly to Joshua. Yes,
2 yes.
3
4 **PM1** More to the husband, Joshua. Ok.
5
6 **PM2** You met him the last time September 2016 but are you in regular
7 telephone conversation with him throughout the period?
8
9 **SELVA** No, no. I wasn't in regular conversation.
10
11 **PM2** So you, after this no phone call also from?
12
13 **SELVA** Yes, no phone calls. I just used to read sometimes he post, he post in
14 Facebook regularly, I just read his post.
15
16 **PM1** What generally the posting on his Facebook? The ones that you read?
17 Is it just on religion or?
18
19 **SELVA** Yes, just about religion.
20
21 **PM1** Any more story about baptism?
22
23 **SELVA** Yes. Sometimes when he baptises, but he also ask the people whom
24 he baptises whether is it ok to put in Facebook. I think some people do
25 not agree for him to put in Facebook. But some agree and then he
26 puts it in Facebook.
27
28 **PM1** So Adlin and Mirzan, are they the only Malays that you know? That he
29 baptised?
30
31 **SELVA** No, he has baptised others also.
32
33 **PM1** No, I mean Malays. I'm talking about.
34
35 **SELVA** Yes. He has baptised others.
36
37 **PM1** Do you know their names? No?

1
2 **SELVA** I can't remember their names but he has put their names in Facebook
3 sometimes when he uploads their photos.
4
5 **PM1** You don't recall how many? About 10? Less?
6
7 **SELVA** I would say between, I would say more than ten I have seen lah.
8
9 **PM1** Ok. Does it bother you? I mean thinking he's a, I mean this are things
10 that, it may cause some kind of, you know.
11
12 **SELVA** I mean it's like people's right what they want to believe in, what they
13 want to follow. So if someone wants to follow what Jesus taught, I feel
14 it's their right.
15
16 **PM1** Ok.
17
18 **CHM** You mentioned posting in Facebook.
19
20 **SELVA** Yes.
21
22 **CHM** You have a Facebook account?
23
24 **SELVA** Yes.
25
26 **CHM** So you have those postings?
27
28 **SELVA** Yes, I can see those posts.
29
30 **SK** Up till now?
31
32 **CHM** Postings from Joshua?
33
34 **SELVA** Yes, I think if we searched for it, we can find it.
35
36 **SK** Ok.
37

1 **CHM** Can you share with us those postings?
2
3 **SELVA** Yes, I can go back and search for it and then I can take screenshots
4 and share it with you.
5
6 **CHM** Can. That will be very useful for us.
7
8 **SELVA** Yes.
9
10 **CHM** That will be very useful for us.
11
12 **SELVA** Ok.
13
14 **CHM** Right. Back to question by Commissioner, Dr Madeline. Joshua you
15 know he's a Malay.
16
17 **SELVA** Yes.
18
19 **CHM** And it's very rare for a Malay to become a Christian? It's very rare, is
20 it, in this country? It's very rare.
21
22 **SELVA** Yes.
23
24 **CHM** You know?
25
26 **SELVA** Yes, it's rare.
27
28 **CHM** And it's a sensitive issue.
29
30 **SELVA** Yes.
31
32 **CHM** You know? You're aware?
33
34 **SELVA** Yes, yes.
35
36 **CHM** Did you ever ask him how he became a Christian? From being a
37 Muslim.

1
2 **SELVA** Yes. He has shared his testimony how he became a Christian.
3 Actually in that book which was there, the last page of that book, he
4 has his testimony how he became a Christian.
5
6 **SK** Want to –
7
8 **CHM** Yes. Yes. Yes.
9
10 **SELVA** Yes, it's in that last page.
11
12 **CHM** How, how many pages?
13
14 **SK** 20.
15
16 **SELVA** Yes, this one. Yes, this is his testimony.
17
18 **CHM** Yang besar tadi, yang tu... I'm looking at that one.
19
20 **PM1** 'Wonder (04:59:34PM) while I was inside my car'.
21
22 **CHM** Yes, yes.
23
24 [05:00PM]
25
26 **PM1** Where were they married? I can't read that. Do you know where they
27 are... I can't see.
28
29 **SELVA** Actually I also do not know where they got married. I think in
30 Indonesia, I think.
31
32 **PM1** Indonesia, because I cannot imagine this.
33
34 **CHM** Scroll naik. Naik atas?
35
36 **PM2** No, the other way. The other way.
37

1 **CHM** The other way.
2
3 **PM2** The other way.
4
5 **CHM** Oh he was arrested by the Indonesian authorities, oh because of
6 passport expired. Ok. It's already 05:00PM. Shall we adjourn at this
7 juncture?
8
9 **SK** Can you come back tomorrow, Mr Selva?
10
11 **SELVA** Yes, I can.
12
13 **SK** You can?
14
15 **SELVA** Yes. Ok. At 02:00PM.
16
17 **CHM** Tomorrow we resume at 02:00PM, because we have a commission
18 meeting in the morning. We'll resume at 02:00PM.
19
20 **SK** Ok, thank you. Thank you, Mr Selva.
21
22 **SELVA** Yes, ok. You're most welcome.
23
24 **SK** Please come back tomorrow at 02:00PM.
25
26 **SELVA** Ok.
27
28 **CHM** We adjourn.
29
30 **END**
31
32 **TIME** : **05:02PM**

**SUHAKAM PUBLIC INQUIRY OF
PASTOR JOSHUA HILMY
RUTH SITEPU**

DATE : 03.03.2020

TIME : 02:22PM

NOTES OF INQUIRY

Coram

Chairman Panel Member 1 Panel Member 2	Dato' Seri Hishamuddin Yunus Dr Madeline Berma Jerald Joseph	CHM PM1 PM2
PDRM Observer	SAC Dato' Mohd Azman DSP Nuzulan Mohd Din DSP Loh Wooi Kee	MA NZL LWK
Family Observer	Philip Koh Cyrus Tui Foo Woei Larissa Ann Louis Audrey Pillai Kenny Ng Bee Ken Ho Yi Poo (PIC) Chun Ket Teh (PIC)	PK TFW LAL AP KBK
Bar Council Observer	Roger Chan Andrew Khoo Lim Heng Seng Gokul Radhakrishnan Alycia Tan Wei Wenn	RC AK LHS
KONTRAS	Dimas Bagus Anges Yati Andriyani	DBA YA

SUHAKAM Panel	Simon a/l Karunagaram Muhammad Faiz Bin Abd Rahman	SK MFR
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1

2 **Witness**

1	Peter Pormannan a/l Annamalai	PETER
2	Grace Thangamalar a/p Peter Pormannan	GRACE
3	Josiahnandan Emmanuel a/l Peter	JOSIAH
4	Ramanathan a/l Manickavasagan	RAMA
5	Selvakumar Peace John Harris	SELVA
6	Ram Ram Elisabeth	RAM
7	Iman Setiawan Sitepu	IMAN
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1 **START**

2
3 **CM** Good afternoon. Continue with our inquiry.

4
5 **Continued examination-in-chief of Selvakumar Peace John Harris by Simon a/l**

6 **Karunagaram**

7 **Time : 02:23PM**

8
9 **SK** Dato', we'll continue with Witness No.5, Mr Selvakumar. Mr
10 Selvakumar, good afternoon.

11
12 **SELVA** Good afternoon.

13
14 **SK** Just to remind you, you are still under the oath.

15
16 **SELVA** Alright.

17
18 **SK** Ok, so we'll continue where we left you yesterday. Ok, just a couple of
19 questions about when Joshua visited you in, their house in Sungai
20 Bakap in 2016, May 2016, right?

21
22 **SELVA** Yes.

23
24 **SK** Yes, and how many days he stayed in your house?

25
26 **SELVA** Roughly about two days.

27
28 **SK** Two days? Ok. And yesterday you also mentioned about emails that
29 they show you emails exchanged between him and Khairy
30 Jamaluddin, right?

31
32 **SELVA** Yes.

33
34 **SK** And you have already explained to panel yesterday. Besides the
35 email, did Joshua tell you any other information during the two days
36 stay in your house?

1 **SELVA** No, I think about this case, it was just the emails and that's it. The rest
2 of our conversations was not related to this.
3
4 **SK** Ok, did he ever mention whether he's facing any financial problem?
5
6 **SELVA** No, he never mentioned that.
7
8 **SK** Is any ah long is after them?
9
10 **SELVA** No.
11
12 **SK** No? Did he –
13
14 **CM** Hold on.
15
16 **SK** Ok.
17
18 **CM** About the email between Khairy Jamaluddin.
19
20 **SELVA** Yes.
21
22 **CM** And Joshua, is it? Do you know the relationship between Khairy
23 Jamaluddin and Joshua? Because how –
24
25 **SELVA** Yes, Sir.
26
27 **CM** Khairy Jamaluddin is sending emails to him. How?
28
29 **SELVA** That's from what I can guess from the situations, that Khairy knows
30 Adlin and Mirzan. Because there is some reference to them in that
31 email, so I can guess that through Adlin and Mirzan, Khairy has got to
32 know what Joshua is doing.
33
34 **CM** But it's not from your personal knowledge that Khairy knew Mirzan
35 and Adlin, not from your personal knowledge. Yes, you get it from
36 reading the emails.
37

1 **SELVA** Based... yes correct. Based on reading the email. No, but earlier, he
2 has mentioned to me, that Khairy has threatened him. So this was
3 much long ago.
4
5 **CM** Threatened him in what way?
6
7 **SELVA** He said he needs to vacate the house. So, in what way...
8
9 **CM** In what way Khairy threatened Joshua? In what way?
10
11 **SELVA** Actually I can't remember what exactly Joshua told me, but basically I
12 can remember he told me that based on the threat that he received
13 from Khairy, he needs to vacate the house in Kampung Tunku.
14
15 **CM** How was the threat effected? Is it through telephone, emails or face to
16 face? How?
17
18 **SELVA** Yes, maybe –
19
20 **CM** Did Joshua explained?
21
22 **SELVA** No, he didn't tell me how. Maybe through telephone or face to face,
23 actually I don't know. He didn't tell me that part. Only in May, when he
24 came to visit me, I wanted to verify how he knows it's really Khairy. So
25 he showed me the email communication.
26
27 **CM** Has he, any communication from him to Khairy?
28
29 **SELVA** Yes.
30
31 **CM** Their email.
32
33 **SELVA** Yes. I remember he addressed Khairy as Brother Khairy or something
34 in the email. So when he was emailing to Khairy, it was like Brother
35 Khairy something like that.
36
37 **CM** I see. Ok.

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SK Your meeting with Joshua, the last time you saw him in person was in September 2016.

SELVA Yes.

SK Right? Ok. When you met him, did he, besides this issue about the email exchange, the threat that he received.

SELVA No, that was in May.

SK I know. This is after that, right? This is about four months after that.

SELVA Yes.

SK Did he shared any other problem that he's facing?

SELVA No, that meet in September was very short meet, maybe just half an hour he came to my house and he left after that.

SK Ok. Any time during your conversation with Joshua, did he inform you that he have plan to leave the country?

SELVA Yes, earlier, when he first received the threat, he told me like when he wanted to vacate the house earlier, he have plans to leave the country. He was trying to do it, but I think he couldn't get the visa or something like that. So he didn't really have the ability to leave the country.

SK Ok, but the reason he wanted to travel to another country is because of the threat or he wanted to stay in another country?

SELVA Yes, because of the threat. Yes.

SK Alright, Mr Selva, yesterday you told the panel that about the Facebook postings.

1 **SELVA** Yes.
2
3 **SK** And you said you were download it?
4
5 **SELVA** Yes, I emailed it to Faiz.
6
7 **SK** Alright, so you have emailed it to us.
8
9 **SELVA** Yes.
10
11 **SK** So, we'll tender it now. Mr Selva can you confirm this is the document
12 you –
13
14 **[02:30PM]**
15
16 **SELVA** Yes.
17
18 **SK** Ok.
19
20 **CM** What are these?
21
22 **SK** These are, I'm just, about to ask him. Can you explain to the panel
23 what –
24
25 **SELVA** Yes, I did a search in Joshua Hilmy's profile. I put the keyword
26 'baptised' and I search for the post where which have the word
27 baptised. So this is the result of that search.
28
29 **CM** Google search?
30
31 **SELVA** No, in Facebook.
32
33 **CM** Facebook?
34
35 **SELVA** I went to his profile and then I searched for post that have the word
36 baptised.
37

1 **SK** Yesterday, you told the panel, you said because you mentioned about
2 baptism of Mirzan and Adlin, right? And you said there are about 10
3 other photos you have seen in the Facebook and these are those
4 photos. Can you confirm?
5

6 **SELVA** No, I mean some of it like 2011. It showed in the search I did
7 yesterday. But I've never seen these photos before that. I just saw it
8 the first time yesterday.
9

10 **SK** Ok, alright. Do you want to explain any of these? Can you take us
11 through?
12

13 **LHS** Member of Commissioners, can we have this exhibit marked? We
14 have lost track on the markings so far.
15

16 **SK** So Exhibit 5 can we mark –
17

18 **CM** What do you call? Facebook extracts or what? How?
19

20 **SK** Yes.
21

22 **CM** Facebook extracts?
23

24 **SK** Yes. Exhibit 5. The first page where it's written 'baptising Delina'
25 (02:32:31PM) as 5A. Then the second page, 'baptising Rita', 5B.
26 'Baptised Subramanian', 5C. 'Baptising Gabriel Michael', 5D. And then
27 the next page 'I today evangelized and baptised Tia Ashiteru'
28 (02:32:29PM) as 5E. Next page, 'today we baptised Mirzan Mohd and
29 Adlin' 5F. Next page, 'yesterday's story', 5G. Next page, 'today I
30 baptised Shahazad Afiq' (02:33:22PM), 5H. The following page, 'today
31 I baptised Percy Mercy' (02:33:22PM) as 5I. And the last page, 'today
32 I've baptised Muslim family, it's five of them' as 5J.
33

34 **CM** Will you go lead the witness, one by one. Page by page.
35

36 **SK** So Mr Selva, so the first one, 5A, do you have anything to explain to
37 the panel?

1
2 **SELVA** No, actually I never knew about this post –
3
4 **CM** No, not, just say, oh I see.
5
6 **SELVA** Yes, I just knew about this post yesterday when I did the search.
7 Because this is in 2011. I became friends with him in Facebook only
8 when I met him in 2014.
9
10 **CM** Ok.
11
12 **SELVA** Yes.
13
14 **CM** Ok. Do you anything about, do you know the personalities?
15
16 **SELVA** No, I do not know Delina.
17
18 **CM** Ok. Second page?
19
20 **SELVA** Second one, Rita also I do not know who she is.
21
22 **SK** Subramaniam?
23
24 **SELVA** Subramaniam also I do not know who he is.
25
26 **SK** Gabriel Michael?
27
28 **SELVA** No, I do not know him.
29
30 **SK** Tia –
31
32 **SELVA** I do not know this person either.
33
34 **SK** Mirzan Mohd and Adlin?
35
36 **SELVA** Yes, Mirzan and Adlin, I was there when the baptism happened so I
37 have met them.

1
2 **SK** And you witnessed this –
3
4 **SELVA** Yes, I witnessed that.
5
6 **SK** The next page, Jesse Arya? (02:35:11PM)
7
8 **SELVA** No, I do not know who they are.
9
10 **CM** The name actually is Mirzan, M-I-R-Z-A-N.
11
12 **SK** Yes.
13
14 **SELVA** Yes, because at that time, we just met time the first time. Joshua also
15 met the first time. He didn't know the correct spelling. But later I found
16 out the correct spelling.
17
18 **CM** Yes?
19
20 **SK** Ok. You say it, Jesse Arya also –
21
22 **SELVA** I do not know them.
23
24 **SK** Then, Shahazad Afiq?
25
26 **SELVA** I do not know him.
27
28 **SK** Percy Mercy?
29
30 **SLM** No, I do not know him.
31
32 **SK** This, mentioned about five family members.
33
34 **SELVA** Yes, this one I think I have met the parents. I think there was a family
35 who came with their children. I have met the parents some months
36 later at a church. But I'm not 100% sure whether the couple I met is
37 the same person being referred to in this family. But based on the date

1 like 18.02.2016 I think it's roughly that couple but I do not remember
2 their names or anything but I have, I think I have met them.
3
4 **SK** Where you met them?
5
6 **SELVA** At a church in Subang.
7
8 **SK** Subang.
9
10 **SELVA** Yes, I went to Subang for something. I mean, I went to PJ for
11 something then I just followed Joshua to a particular church, then I
12 met this couple there.
13
14 **SK** Ok, and then when was that roughly?
15
16 **SELVA** Ok, actually I can't remember now but if I think back, maybe I can
17 recollect. Maybe I can tell you later.
18
19 **SK** Because date mentioned is 18th February.
20
21 **SELVA** Yes.
22
23 **SK** You said not long after that, few weeks, month –
24
25 **SELVA** No, it may have been even one year after that. I, yes.
26
27 **CM** Simon, perhaps you would like to read out the email? You like to read
28 out? So that everyone can hear. Can you read out?
29
30 **SK** We –
31
32 **CM** Start with page 5A.
33
34 **SK** Of 5A?
35
36 **CM** Ok and, because it's it's shown there is it? Each, every page is shown
37 of that yes. But are they aware?

1

2 **PM1** Maybe he want to show that Adlin, 5F is it? Adlin and Mirzan the one
3 that Selvakumar knows. For the benefit of our audience. Not this one,
4 the next I think. This is the one.

5

6 **SK** This is the one that you have given us.

7

8 **PM1** And you confirm that they are Malays? I asked you yesterday.

9

10 **SELVA** No, I mean I didn't ask them but I think it's obvious that they are
11 Malays. I –

12

13 **PM1** They speak Malaysian Malay?

14

15 **SELVA** Yes.

16

17 **PM1** In Malaysian Malay?

18

19 **SELVA** No, Malaysian Malay.

20

21 **PM1** Malaysian Malay.

22

23 **SELVA** Yes.

24

25 **CM** And you, when you first met this couple?

26

27 **SELVA** On that day, 01.01.2015.

28

29 **CM** On the day of the baptism?

30

31 **SELVA** Yes.

32

33 **CM** Itself?

34

35 **SELVA** Yes, correct.

36

37 **CM** In Kampung Tunku house?

1
2 **SELVA** Yes.
3
4 **PM1** You uploaded this yesterday is it? No? All this –
5
6 **SELVA** No, I mean yes, I just did the search, I went through –
7
8 **PM1** Yesterday?
9
10 **SELVA** Yes.
11
12 **PM1** Ok.
13
14 **SELVA** I went through –
15
16 **PM1** Meaning we can click on Mirzan, right? Because Mirzan will exist on
17 Facebook, it is lightened. I'm sure –
18
19 **SELVA** We can.
20
21 **PM1** Meaning Mirzan Facebook is still on?
22
23 **SELVA** No, it doesn't it's still on. It just means that there is a link to a profile to
24 Mirzan's profile.
25
26 **PM1** Ok.
27
28 **SK** Mr Selva do you have anything else to say about these FB postings?
29
30 **SELVA** I'm not this, nothing to be said.
31
32 **SK** Ok. Have you ever noticed any negative comments or anything like a
33 threat in the Joshua's FB after he posted those photos?
34
35 **SELVA** I do not recall any negative comments.
36

1 **SK** Mr Selva, yesterday you also mentioned about a book written by
2 Joshua Hilmy. This, the book with the name 'Sermons on Mount'. Ok
3 and Dato' you have requested that to be tendered today. We'll tender
4 it now?
5
6 **CM** Exhibit?
7
8 **SK** 6.
9
10 **CM** Yes.
11
12 **SK** Mr Selva can you confirm is this the book that you referred yesterday?
13
14 **SELVA** Yes.
15
16 **SK** And do you referred to the last page, second last page, page 19,
17 where you referred Joshua's testimony? Is this what you referred
18 yesterday?
19
20 **SELVA** Yes. Correct.
21
22 **SK** Can you confirm?
23
24 **SELVA** Yes.
25
26 **PM2** Mr Selva do you know anything about this book or just that they wrote
27 that book and that's all? Do you know, did he tell you anything more
28 about this book? Or...
29
30 **SELVA** No, he had emailed it to me before and then when he met me in May
31 2016, he asked me how to publish it online.
32
33 **SK** Do you have anything to explain about this book? Anything else?
34
35 **SELVA** No.
36

1 **PM1** Mr Selva, how do you communicate with Pastor Josh, I mean Joshua?
2 Is it in English or in Malay?
3
4 **SELVA** English,
5
6 **PM1** In English. So his English is?
7
8 **SELVA** I mean you can see from his writing, yes.
9
10 **PM1** That's what I mean.
11
12 **SELVA** Grammatical mistakes.
13
14 **PM1** Ok.
15
16 **SELVA** But anyway we can understand each other.
17
18 **PM1** Ok, alright.
19
20 **SK** Yes, Mr Selva, just want to go back a bit. This is about Facebook.
21 How about Ruth Sitepu? Does she has Facebook as well?
22
23 **SELVA** Yes.
24
25 **SK** Are you a friend of her?
26
27 **SELVA** Yes.
28
29 **SK** And how the nature of the posting? Is it similar to what Joshua does?
30
31 **SELVA** I mean sometimes he may post like forwarded post like verses or
32 what. I think Joshua doesn't like forward things, no, maybe sometimes
33 he does. But I think there is a difference between how they post. Yes,
34 the nature of it, I think maybe Ruth is more like just forwarding things
35 and I seem to get that impression.
36
37 **SK** Can you recall if she has also posted any of these photos like this?

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SELVA I think she may have if I search through, I will know for sure.

CM We mark the photograph of the house yesterday, didn't we?

SK Yes.

CM Exhibit 2, isn't it?

SK Yes.

[02:45PM]

CM Exhibit 2?

SK Exhibit 2.

CM Ok. Exhibit 2, right. Exhibit 2.

SK Yes, so to ensure everybody on the same page, we have marked the photo of the house as Exhibit 2 and the memorandum submitted by SUARAM as Exhibit 3.

CM What is Exhibit 1?

SK The police report lodged by Peter Pormannan.

CM Police report?

SK Yes.

CM Ok.

SK Mr Selva, do you know if either Joshua and Ruth have been facing any kind of travel ban to overseas?

SELVA I don't think so. No.

1
2 **SK** You don't think so?
3
4 **SELVA** Yes.
5
6 **SK** Do you know if they are under investigation by any authorities?
7
8 **SELVA** I don't think so.
9
10 **SK** How do you know that Joshua and Ruth went missing?
11
12 **SELVA** Ok, about one week after November 13th, we had noticed that were no
13 post, he wasn't posting on Facebook. Ok so at that time we did
14 suspect something and after about 10 days or something, we did go
15 down to PJ for some reason and when we went to the house, it
16 seemed like that nobody had been in that house for some time
17 already.
18
19 **SK** You say 'we', who? You and?
20
21 **SELVA** Me, my wife and kids. All of us went to PJ for some reason and so we
22 wanted to stay there and when we went into the house, it looked like
23 nobody has been there for some time because we noticed that the
24 bathroom floor was dry.
25
26 **SK** Ok. How about, you know that Peter Pormannan's children?
27
28 **SELVA** Yes.
29
30 **SK** Grace and Josiah, were they when you went to the house?
31
32 **SELVA** No, when I went, they were not there. But from what, ok, maybe it
33 wasn't after about 10 days, maybe 20 days or something. Because
34 later I heard from others that they went to the house a few days after
35 he was missing and one guy stayed there for some time also. So
36 because when I went, the bathroom floor was dry. So I knew at least
37 for a few days, nobody has been in the house.

1

2 **SK** Completely no one was staying at the house?

3

4 **SELVA** Yes, that's what I mean, it may have been about 20 days after that. I
5 don't remember exactly when lah.

6

7 **SK** Ok.

8

9 **CM** Who have keys to the house?

10

11 **SELVA** I used to have the keys and then Peter had the keys then Joshua Ruth
12 have the keys. Yes, but right now I don't have the keys because, ok
13 because of some reason lah.

14

15 **CM** Yes, how come you don't have the keys anymore?

16

17 **SELVA** Ok, actually when the police wanted to were investigating, one of the
18 police officers asked me whether I can come down to PJ and open the
19 house because they need to do a investigation. Then I told them
20 because I didn't want to travel down, so I told them they can break the
21 lock and go inside. So I believe the front gate lock they broke it, they
22 went in and then they finished their investigation and they put their
23 own lock, and they told me I can come and collect the keys in the
24 Sungai Way Police Station. So but I haven't gone to the police station
25 to collect the new set of keys.

26

27 **CM** When was this?

28

29 **SELVA** This was, maybe in 2017 or 2018. Yes, 2017 or 2018.

30

31 **CM** 2017, 2018.

32

33 **SELVA** I think more likely 2018 lah I think. Yes, it must have been 2018
34 because it was after the elections and after the change of government.
35 Then I think the police had to do some investigation. I think after the
36 change of government so it should have been in 2018.

37

1 **CM** October? What month?
2
3 **SELVA** Yes, maybe October. It could roughly be around October.
4
5 **CM** Sure?
6
7 **SELVA** No, I mean roughly around that time. It could be, no actually I can't
8 remember now.
9
10 **CM** But it's in the year 2018 and after the election?
11
12 **SELVA** Yes after the election, they did some investigation.
13
14 **CM** So you have one set, Joshua had?
15
16 **SELVA** Yes, the originally –
17
18 **CM** Peter?
19
20 **SELVA** I had one set of keys, then Peter had the keys, Joshua Ruth have the
21 keys. Yes. I think –
22
23 **CM** Your children?
24
25 **SELVA** No, none of them have.
26
27 **CM** So your children are not free? Your two children are not free to have
28 an access to the house because you don't have the key?
29
30 **SELVA** My children are very young. They are just 14 years.
31
32 **CM** I'm sorry, I've got confused you with Peter.
33
34 **SELVA** Ok.
35
36 **CM** Ok, I'm confused. Sorry. Alright. Did the police take a statement from
37 you?

1
2 **SELVA** Yes, they did.
3
4 **CM** Have I asked this question?
5
6 **SK** Not yet. Not to him yet.
7
8 **CM** They took a statement from you?
9
10 **SELVA** Yes.
11
12 **CM** When?
13
14 **SELVA** They took it in my house in Sungai Bakap. They came to my house in
15 Sungai Bakap, they took a statement and they asked me whether I
16 can come down to PJ to open the house for them. But I just gave them
17 permission to break the lock and do the investigation themselves.
18
19 **CM** So they came over to Sungai Bakap to take a statement from you?
20
21 **SELVA** Yes.
22
23 **CM** When was it?
24
25 **SELVA** Yes, it was after the election. So I think it may be around October
26 2018, roughly that time.
27
28 **CM** These police officers, were they from PJ or were they the local police?
29
30 **SELVA** Yes, Sungai Way Police Station.
31
32 **CM** They are from Sungai Way Police Station?
33
34 **SELVA** Yes.
35
36 **CM** They came to your house?
37

1 **SELVA** Yes, they came to Penang and took my statement.
2
3 **CM** Were they in uniform or were they...
4
5 **SELVA** Yes, they were in uniform.
6
7 **CM** They were in uniform.
8
9 **SELVA** Yes.
10
11 **CM** Ok, alright.
12
13 **PM1** Do you know if they have found anything in your house?
14
15 **SELVA** No, they didn't share with me the result of their investigation.
16
17 **SK** Mr Selva, did you personally lodge any police report?
18
19 **SELVA** No.
20
21 **SK** No?
22
23 **SELVA** No.
24
25 **SK** So after you went to the house and you noticed nobody were staying.
26
27 **SELVA** Yes.
28
29 **SK** Ok, and Joshua and Ruth were not in the house.
30
31 **SELVA** Yes.
32
33 **SK** And you didn't lodge any police report?
34
35 **SELVA** No.
36
37 **SK** Ok, do you know Peter Pormannan?

1
2 **SELVA** Actually I knew Peter Pormannan only recently. Maybe in 2018 or
3 2019 only I got to know.
4
5 **SK** Ok. But do you know that his children were staying in the house?
6
7 **SELVA** Yes, I have met the children before. And I have met his wife also
8 before.
9
10 **SK** Ok.
11
12 **SELVA** So only Peter I just got to meet him. No, I spoke to him recently but I
13 just met him yesterday. Actually first time I met him was yesterday.
14
15 **SK** So what was your action after you didn't lodge a police report,
16 obviously, did you try to do anything to look for both of them?
17
18 **SELVA** No.
19
20 **SK** You didn't.
21
22 **SELVA** No.
23
24 **CM** You said the police came to your house Sungai Bakap.
25
26 **SELVA** Yes.
27
28 **CM** How many policemen?
29
30 **SELVA** There were two of them. One person took my statement, one guy was
31 waiting in the car. The first time when they came to my house.
32
33 **CM** You can't recall his name?
34
35 **SELVA** Khairul. Inspector Khairul.
36
37 **CM** Inspector Khairul.

1
2 **SELVA** Yes.
3
4 **CM** Ok.
5
6 **SK** See, for your information, Mr Peter lodged a police report in March
7 2017. No, just for your information, he lodged a police report March
8 2017. Can you recall if you receive any call from the police during that
9 period of time?
10
11 **SELVA** No, at that time 2017, no. Only after the election the police
12 investigated.
13
14 **SK** So the police recorded your statement?
15
16 **SELVA** Yes.
17
18 **SK** They record your statement. Once?
19
20 **SELVA** Twice.
21
22 **SK** Twice.
23
24 **SELVA** Yes.
25
26 **SK** Both in?
27
28 **SELVA** Sungai Bakap.
29
30 **SK** Sungai Bakap. The first time was after the election?
31
32 **SELVA** Yes.
33
34 **SK** The second time?
35

1 **SELVA** About one year later. Maybe in 2019, they again came. They just
2 shortly before SUHAKAM visited me. Maybe couple of months before
3 SUHAKAM visited me. They visited me the second time.
4

5 **SK** By the same officer?
6

7 **SELVA** No, it was different. Actually the first officer got transferred and the
8 case was passed on to another guy so the second person in charge of
9 Sungai Way Police Station came to visit me.
10

11 **SK** Can you recall his name?
12

13 **SELVA** He was Zul, Inspector Zul.
14

15 **SK** Inspector Zul.
16

17 **SELVA** Yes.
18

19 **CM** What was the question they asked you on the first occasion? The
20 question.
21

22 **SELVA** He asked me like about my background. I think it was some just some
23 very general questions. And then one question he asked me was did
24 Joshua tell me anything the last time I met him? Ok, actually there was
25 a mistake in my reply. I have told him that the last time I met that was
26 in September 2016 that Joshua told that the government threatened
27 him. But actually it wasn't in that last visit, it was in the previous visit.
28 In May 2016. But anyway I thought it's just a minor mistake on my part
29 so I didn't bother to correct it. Yes.
30

31 **CM** Did you tell the police Joshua receiving the threat?
32

33 **SELVA** No, he didn't ask me those details. I just told him the government had
34 threatened Joshua.
35

36 **CM** Do you mentioned Khairy's name to the police?
37

1 **SELVA** No, the first time I didn't mention. But the second time, the officer
2 asked me in more detailed the questions, so I had to mention Khairy's
3 name.
4

5 **CM** Second, Inspector Zul?
6

7 **SELVA** Yes.
8

9 **PM1** So did they ask further question when they heard Khairy? Or it's just a
10 casual?
11

12 **SELVA** Yes, so when they heard it was Khairy, he just confirmed whether it
13 was the Menteri Belia dan Sukan, I said yes.
14

15 **PM1** Why did they come again for a second time?
16

17 **SELVA** As I said, the first person was transferred. So the person in charge of
18 Sungai Way Police Station was transferred and I think they had to do
19 this case, if I'm not mistaken I think the previous person in SUHAKAM,
20 the, what's his name, Dr Mah Weng Kwai, is it?
21

22 **CM** Dato' Mah Weng Kwai.
23

24 **SK** Dato' Mah Weng Kwai.
25

26 **SELVA** Yes, I think he had requested the police to continue the investigation.
27 Soo the police officer told me that he needs to continue investigating
28 this and he asked me the questions.
29

30 **CM** Ok.
31

32 **SK** Mr Selva, you mentioned just now that the police contacted you after
33 election and you said just broke the lock and go to the house, right?
34

35 **SELVA** Yes, I gave them –
36

37 **SK** And since then you haven't collected the key.

1
2 **SELVA** Yes.
3
4 **SK** Which mean you never visited the house after that?
5
6 **SELVA** I passed through the house and I just looked at the condition of the
7 house. So it wasn't in condition where I could go and stay. So I didn't
8 go and collect the keys.
9
10 **SK** So you never went in the house after that?
11
12 **SELVA** Yes, I didn't go into the house after that.
13
14 **SK** So anybody else occupying the house?
15
16 **SELVA** No, now it is vacant.
17
18 **SK** It's vacant since then?
19
20 **SELVA** Yes.
21
22 **SK** Apart from the police, did any authorities came to see you about this
23 case?
24
25 **SELVA** No.
26
27 **SK** How about yourself? Because you rented the house, give it to Joshua
28 and Ruth to stay in your house. Did you receive any kind of threat
29 from anyone?
30
31 **SELVA** No.
32
33 **SK** Most of the communications is with Joshua Hilmy, is it?
34
35 **SELVA** Yes.
36
37 **SK** Between the two? Joshua and Ruth.

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SELVA Yes, correct.

SK Correct. Do you have any other information that can assist the inquiry?

[03:00PM]

SELVA No.

SK Ok, no further question.

Time : 03:00PM

CM Ok. Any question from the observer?

Cross-examination of Selvakumar Peace John Harris by Audrey Pillai

Time : 03:00PM

AP Honourable Commissioners, Audrey Pillai appearing for the family of Ruth Sitepu. If I may be allowed to ask Mr Selvakumar some questions. Mr Selvakumar, yesterday you mentioned that Pastor Joshua and Ruth informed you that they were coming to KL. And that was the time when you first met them.

SELVA Yes, roughly that time.

AP Ok, and then you offered them your Kampung Tunku house to stay in.

SELVA Correct.

AP Do you know why they were moving from Penang to PJ?

SELVA He had posted in Facebook that he wants to do some ministry in KL.

1 **AP** We have also heard from Josiahndan that Pastor Joshua and Ruth
2 have previously left the Kampung Tunku house for around two months
3 previously. Were you aware of that?
4

5 **SELVA** Yes, I think they have mentioned to me over the phone. But exactly
6 whether it's two months or more than that, I don't know. But I know
7 they were not staying there permanently after the threats.
8

9 **AP** Alright. So when you said that they were not staying there
10 permanently after the threats, are you saying that they were moving
11 around because of the threats they had to leave?
12

13 **SELVA** I think so. I think because of the threats. I think they were not staying
14 there permanently.
15

16 **AP** You knew Pastor Joshua and Pastor Ruth for roughly two years
17 before they went missing. Would you say that their pattern of moving
18 around was related to the nature of their work as pastors reaching out
19 to all kinds of people including Malays and Muslims?
20

21 **SELVA** Yes, I would say so.
22

23 **AP** All previous occasions, when they would move around and they would
24 not be in the Kampung Tunku house, would they still be contactable?
25

26 **SELVA** Yes, they always, we can always contact them through Facebook or
27 through phone.
28

29 **AP** And on each occasion, they would come back to Kampung Tunku to
30 stay? When they moved around previously.
31

32 **SELVA** Yes.
33

34 **AP** Taking you back yesterday to the email communications which you
35 mentioned, you said that it sounded friendly and that the words that
36 appeared in the email was something to be effect, 'you had better
37 leave the country.'

1
2 **SELVA** Yes.
3
4 **AP** Can I just confirm that the language that was used in the email was it
5 English?
6
7 **SELVA** I think it was mostly in English.
8
9 **AP** So there could have been a mixture of language as well?
10
11 **SELVA** Yes, there could have been a mixture.
12
13 **AP** Who started the email? Was it Khairy Jamaluddin who started, you
14 know you can see the thread?
15
16 **SELVA** Yes.
17
18 **AP** So who started that?
19
20 **SELVA** The first email was from Khairy copied to Najib and then but he asked
21 Joshua to use the unofficial email.
22
23 **AP** To the best of your memory, when you saw the email, was there apart
24 from the advice to leave the country, was there anything stated as to
25 what would be the consequence if that advice was not taken?
26
27 **SELVA** No.
28
29 **AP** How about the unofficial emails? Can you remember the content of
30 those unofficial emails?
31
32 **SELVA** Yes, there was some theological dispute between them. Yes. I
33 seemed to remember one question Khairy asking, like this, 'how come
34 you are not persecuted when Jesus that my followers will be
35 persecuted?'
36

1 **AP** So in those unofficial emails, was that advice to leave the country
2 repeated?
3
4 **SELVA** No, I don't think so.
5
6 **AP** Would you say that the emails could pressure on Pastor Joshua and
7 Ruth for their –
8
9 **SELVA** Ok, I'm based on my reading of the emails, it was a friendly nature
10 and like Joshua addressing Khairy as Brother Khairy. So I believe it
11 couldn't have being the emails that pressurised them to leave the
12 house. It must have been like a phone call or something else.
13
14 **AP** Alright.
15
16 **CM** Joshu addressed Khairy as brother?
17
18 **SELVA** Brother Khairy.
19
20 **CM** What about Khairy addressing Joshua? How did he address Joshua?
21
22 **SELVA** Actually I can't remember. Maybe it just normally as Joshua. I can't
23 remember.
24
25 **CM** Ok you mentioned first email. First email.
26
27 **SELVA** Yes.
28
29 **CM** From Khairy to Joshua.
30
31 **SELVA** Yes.
32
33 **CM** And tell us again, the content of that email. What does the email
34 state?
35

1 **SELVA** Ok, one of the things, this book was attached in that email. So, this
2 book was attached there and he had also some other attachments
3 and he asked Joshua to explain what he's doing, something like that.
4

5 **CM** This is the first email?
6

7 **SELVA** Yes, and then yes, which was copied to Najib and then he just asked
8 Joshua to communicate through the unofficial email.
9

10 **CM** That's all in the first email?
11

12 **SELVA** I mean, I was just glancing through. Actually, mainly I wanted to just
13 verify that it's really Khairy who sent it. So I wasn't really interested in
14 the contents of the email. I just wanted to check whether it's really
15 official email or not.
16

17 **CM** Then, which particular email does it said or advice you better leave the
18 country? Which email? First email? Second email?
19

20 **SELVA** No, that was one of the maybe the last email between them.
21

22 **CM** I see.
23

24 **SELVA** Yes.
25

26 **CM** Ok.
27

28 **AP** Yesterday, you also mentioned that you know that there were also tele
29 conversations that took place.
30

31 **SELVA** Yes.
32

33 **AP** Do you know the nature of those conversations?
34

35 **SELVA** No, I do not know about that. But I'm just guessing that it couldn't have
36 been through the emails. Because definitely the emails didn't sound
37 pressurising enough to for someone to vacate his house.

1
2 **AP** Now, the other witness is Mr Josiahnandan said that he heard a tele
3 conversation between Pastor Joshua he didn't know who the caller
4 was. And he heard an angry tone. After which Pastor Joshua and
5 Ruth left the Kampung Tunku house immediately. Are you aware of
6 that situation?
7
8 **SELVA** No, I just knew about that phone call in the, after the SUHAKAM
9 hearing.
10
11 **AP** Were you aware that Pastor Joshua and Ruth were in Kedah for a
12 period of time?
13
14 **SELVA** Yes, in Kulim.
15
16 **AP** So how do you know that he was in Kulim, Kedah?
17
18 **SELVA** I think when he came to visit us, he has mentioned that he's coming
19 from Kulim, something like that. Maybe when he was leaving our
20 place, he has mentioned that now he's going to Kulim. I can't
21 remember, but definitely he has mentioned Kulim to us.
22
23 **AP** Can you recall when? Where?
24
25 **SELVA** I think roughly around that May 2016 when he came to visit us, I think
26 he has mentioned Kulim to us.
27
28 **AP** So that means when he came to visit you in May 2016, he was
29 actually coming from Kulim, Kedah?
30
31 **SELVA** It may be possible. I don't know for sure. But I seem to recollect
32 something like that.
33
34 **AP** Did he tell you what he was doing in Kulim, Kedah?
35
36 **SELVA** Maybe he was visiting someone whom he... I'm not sure whether it
37 was someone who's already a Christian and visiting for the first time or

1 someone who is not and he's doing some missionary work. I'm not
2 very sure.

3

4 **AP** Ok. Did he tell you how long he was staying in Kulim, Kedah?

5

6 **SELVA** No, he didn't.

7

8 **AP** Now, Josiahnandan has also given evidence that he was told just prior
9 to Pastor Joshua disappearance in November 2016 that he received
10 another a similar phone call. Do you know about that second phone
11 call?

12

13 **SELVA** November 2016? No I do not know about the phone call either.

14

15 **AP** Bringing you back to your testimony yesterday. You said that although
16 it sounded friendly, the email sounded friendly, but you felt that Pastor
17 Joshua saw the seriousness of it.

18

19 **SELVA** Yes.

20

21 **AP** Can you explain that statement?

22

23 **SELVA** That's why, I believe it wouldn't have been through the emails. It must
24 have been through a phone call or some other threat.

25

26 **AP** So did you mean that as a result of the phone calls mainly, that they
27 were forced to disappear?

28

29 **SELVA** No, definitely I believe it's a kidnapping case. Because even if they
30 leave the house for some time, they will definitely come back. And
31 definitely they we can contact them through phone or through
32 Facebook. But since we couldn't contact them, it can't be the case.

33

34 **AP** So you would agree that, if they had a choice, they would still want to
35 continue helping people and sharing their faith?

36

37 **SELVA** Yes.

1
2 **AP** Now, the evidence was given previously that Pastor Joshua left in
3 November 2016 in the middle of the night. Are you aware of that?
4
5 **SELVA** No, I just know that his last Facebook post was on November 13th. I do
6 not know at what time after that he left.
7
8 **AP** So have you heard from Pastor Joshua since they left the Kampung
9 Tunku house? Not at all?
10
11 **SELVA** No.
12
13 **AP** Ok. You mentioned a number of times that that first official email was
14 copied to Najib. What were your thoughts in relation to that?
15
16 **SELVA** Yes, since ministers have to report to the prime minister, so I thought,
17 it may be a courtesy thing to cc his boss.
18
19 **AP** So that email was the one that was copied to Najib, correct?
20
21 **SELVA** Yes.
22
23 **AP** The first one?
24
25 **SELVA** Yes.
26
27 **AP** And all subsequent the unofficial ones were not copied?
28
29 **SELVA** No.
30
31 **AP** Ok. You were asked earlier about whether you had made the police
32 report and you said no.
33
34 **SELVA** Yes.
35
36 **AP** Could you just tell the panel why you didn't make a police report?
37

1 **SELVA** Ok, because I knew it's a government doing, so I think the police
2 cannot investigate this kind of cases.

3

4 **PM1** How did you come to that conclusion? You use the word, the
5 government.

6

7 **SELVA** No, because I know Khairy is behind this. So definitely –

8

9

[03:15PM]

10

11 **PM1** So you assume, are you assuming?

12

13 **SELVA** No, I'm sure because I saw the emails so I'm definitely 100% sure that
14 Khairy is the one behind this.

15

16 **PM1** And also that letter that you mentioned, yes?

17

18 **SELVA** Yes.

19

20 **PM1** Cc'ed to, copied to Dato' Sri Najib.

21

22 **SELVA** Yes.

23

24 **PM1** Do you remember or not what time when that email, that particular –

25

26 **SELVA** No, I didn't see the date.

27

28 **PM1** You just glanced?

29

30 **SELVA** Yes.

31

32 **PM1** So you yourself convinced, I mean you were convinced that it is a
33 communication between Hilmy and Khairy Jamaluddin.

34

35 **SELVA** Yes, Khairy.

36

37 **PM1** And that Khairy is not or any ordinary Khairy.

1
2 **SELVA** Yes.
3
4 **PM1** But Khairy Jamaluddin, the minister then?
5
6 **SELVA** Yes, correct.
7
8 **PM1** Ok.
9
10 **CM** I heard you say Khairy is behind this. Did you say that?
11
12 **SELVA** Yes.
13
14 **CM** What do you mean by it?
15
16 **SELVA** I mean these kidnappings are planned by Khairy. So I mean he's the
17 one doing the planning.
18
19 **CM** You sure? Are you aware that you are making a very serious
20 allegation?
21
22 **SELVA** No, I mean this is my conviction based on what I saw.
23
24 **CM** But you have no evidence.
25
26 **SELVA** I mean, this, like circumstantial evidence, pointing to him. I mean like
27 these emails, so if I'm told these emails are not very strong proof, I
28 believe it is pointing towards that direction. So definitely, actually if the
29 police is independent, they can investigate.
30
31 **CM** After your evidence yesterday, did you read the media?
32
33 **SELVA** Yes, I read the media.
34
35 **CM** You read?
36
37 **SELVA** Yes.

1
2 **CM** There was this response by Khairy?
3
4 **SELVA** Yes.
5
6 **CM** He denied.
7
8 **SELVA** Yes, correct.
9
10 **CM** Knowing Joshua?
11
12 **SELVA** Yes, correct.
13
14 **CM** And Ruth?
15
16 **SELVA** Yes.
17
18 **CM** He denied ever sending the email?
19
20 **SELVA** Yes.
21
22 **CM** As you alleged?
23
24 **SELVA** Yes.
25
26 **CM** What Khairy got to say after that?
27
28 **SELVA** Well, I'm very sure that he sent the emails.
29
30 **CM** Ok.
31
32 **AP** Mr Selva do you have copies of those emails?
33
34 **SELVA** No, I don't have.
35
36 **AP** And you didn't take screenshots of it?
37

1 **SELVA** No.
2
3 **AP** Just to go back a little bit, have you prior to renting out the house to
4 Pastor Joshua, did you ever live in the Kampung Tunku house with
5 your family?
6
7 **SELVA** Yes, I mean, after SPM, I was staying in that house. Then after
8 finishing my SPM, I went to India to study and after me and my
9 siblings left that place, my parents rented out that house to other
10 people.
11
12 **AP** Have you had any complaints from your neighbours in relation to –
13
14 **SELVA** No.
15
16 **AP** The people who are living there?
17
18 **SELVA** There has never been any complaint.
19
20 **AP** So you know your neighbours well?
21
22 **SELVA** Yes, as childhood friends, I knew them. But the neighbour on the left
23 has sold his house and the neighbour on the right, we are not so close
24 but I definitely know them lah.
25
26 **AP** Ok. Do you know whether the police interviewed your neighbours?
27
28 **SELVA** Yes, the second time when the police came to my house, they told me
29 that he did interview the neighbours.
30
31 **AP** But you are not aware of what information was given?
32
33 **SELVA** No, I think our neighbours do not know Joshua at all. They didn't mix
34 together with their neighbours.
35
36 **AP** Did you tell the police about the book? The one we that we just
37 marked, 'Sermons on the Mount'?

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SELVA I think the police asked me when was the last communication, it seems the last communication was related to how to publish this book online. I think I have told them that about the last conversation.

AP Did they ask you for a copy of the book?

SELVA No.

AP So it was only available online or was it also published?

SELVA No, he used to send it through email. Like whenever people request for the people, he will just email it to them. But he wanted to know how to publish it online so he can just give a link or something like that.

AP So it was never published in hardcopy form?

SELVA No.

AP Bringing you to the Facebook postings. Can, is it open for all to see those postings or only –

SELVA No, only those in those friend list of Joshua can see the post.

AP So have you, when you say that you were quiet active in following his Facebook postings, what sort of comments would be received?

SELVA Definitely most, ok, one of the things he does is, if people criticise him, he just blocks them. So you can, which you can only see good comments. Because anyone who doesn't like him, he just blocks.

AP I have no further questions, thank you.

Time : 03:21PM

Cross-examination of Selvakumar Peace John Harris by Lim Heng Seng

Time : 03:21PM

1

2 **LHS** Mr Selva. You said you first met KJ when he spoke that St Mark's
3 Church.

4

5 **SELVA** Yes, correct.

6

7 **LHS** And that you were interested to knowing more because you thought it
8 was Joshua Jamaluddin?

9

10 **SELVA** Yes, during lunchtime when we conversing, I think I asked him what
11 happened, maybe I can't remember. But I think I asked him about
12 some police thing. Because I was under the impression that he was
13 interrogated by the police previously and he was Joshua Jamaluddin.
14 But when he said no, then I after some time I realized it must be a
15 different person.

16

17 **LHS** Yes, why was, why did you link it with Joshua Jamaluddin?

18

19 **SELVA** Yes, I mean just based on the name –

20

21 **LHS** What did you know about Joshua Jamaluddin's case? The other
22 Joshua that one was arrested earlier under ISA, is it?

23

24 **SELVA** Yes.

25

26 **LHS** Ok. What else did you know about Joshua Jamaluddin?

27

28 **SELVA** He was humiliated when he was in detention.

29

30 **LHS** Ok. And you linked him with Joshua Jamaluddin because Joshua was
31 also involved –

32

33 **SELVA** Yes, just based –

34

35 **LHS** In some similar activity?

36

37 **SELVA** Yes, based on the name, Joshua, Joshua –

1
2 **LHS** Ok.
3
4 **SELVA** Yes.
5
6 **LHS** Is it just based on the name or based on his activities which is –
7
8 **SELVA** Yes, based on the activities also.
9
10 **LHS** And what were these activities which made you link the two names
11 together and thought Joshua Hilmy was Joshua Jamaluddin? What
12 were the activities that made you link, what kind of activities?
13
14 **SELVA** It seems like both were converts, Malay converts who became active
15 in spreading the gospel.
16
17 **LHS** Ok. And what else did you know about Joshua Jamaluddin's case?
18
19 **SELVA** Yes, Joshua Jamaluddin's case, I have read it in some blog or
20 something online.
21
22 **LHS** Yes.
23
24 **SELVA** So basically, it's just the information online, I have read about it
25 before.
26
27 **LHS** And what did you learn from the online information about Joshua
28 Jamaluddin?
29
30 **SELVA** Yes, I remember he was humiliated –
31
32 **LHS** When he was under detention?
33
34 **SELVA** Yes.
35
36 **LHS** Under the ISA?
37

1 SELVA Yes, correct.

2

3 LHS Let me just, maybe as a background, earlier witness has said that the
4 police, in this particular case, DCP Awaludin has said, we had ISA, we
5 used it against people like Joshua Jamaluddin. Alright. But later he
6 said, when ISA was abolished, that no other means, therefore, we
7 have to resort to other means. Alright. That's just the background. This
8 a reported case of Joshua Jamaluddin. I'm sorry I didn't record this
9 earlier (03:24:27PM). Lawyers will probably be familiar (03:24:29PM)
10 with the case. You can just Google to find the case.

11

12 CHM Thank you.

13

14 LHS Well, you are not aware. But then anyway, headnotes in the first part
15 of the Judgment. If I refer you to, well the heading of the cases,
16 *Minister for Home Affairs Malaysia and another v Jamaluddin bin*
17 *Othman*. Jamaluddin bin Othman was also known as Joshua
18 Jamaluddin.

19

20 SELVA Ok.

21

22 LHS Just like, I'm not sure what is Joshua's surname or family name, but
23 he was actually Hilmy, but they call him Joshua, right. We don't know
24 his first name, as of now. Alright, this is application of habeas corpus
25 where after Joshua Jamaluddin was detained under the ISA, the
26 matter was brought to the Court. And the High Court held that the
27 detention was unlawful. Right. Because it was against his
28 constitutional rights of religion. Alright. Let me just take you to the next
29 page. On about the fourth sentence, 'On an application by the
30 Respondent for habeas corpus', it means Judge to have the person
31 produced, person who has been detained produce, the learned High
32 Judge took the view that the Minister has no power to deprive a
33 person of his right to profess and to practise his religion, which is
34 gazette under Article 11 of Federal Constitution. And therefore, if the
35 Minister act to restrict the freedom of a person from professing and
36 practising his religion, his act will be inconsistent with the provision of
37 Article 11. And therefore, and his detention will not be valid.' Alright.

1 Now what is more important is, the grounds of which the police
2 detained him under ISA. Take a look at the following, below held
3 (03:26:31PM). The grounds, the third, the fourth sentence, 'the
4 grounds do not however state that any action had been taken/done by
5 the Respondent except participation in meetings and seminars. And
6 the fourth allegation alleged that the Respondent converted six Malays
7 to Christianity.' Very much like what we are aware of what Joshua's
8 doing. Similar pattern. Do you agree?
9

10 **SELVA** Yes.

11
12 **LHS** Alright. Second paragraph, 'The mere participation in meetings and
13 seminars, could not make a person a threat to the security of the
14 country. As regards to alleged conversion of six Malays, even if it is
15 true, it could not by itself be regarded as a threat to the security of the
16 country.'
17

18 **SELVA** Yes, that is definitely true.

19
20 **LHS** And the fourth paragraph, 'The guarantee provided by Federal
21 Constitution that is the freedom to profess and practise one's religion
22 must be given effect to, unless the actions of the person go well
23 beyond what can normally be regarded as professing and practising
24 one's religion.' Alright, in your interaction with Joshua Hilmy, have you
25 seen him do anything that, which is a threat to public order?
26

27 **SELVA** No, definitely not.

28
29 **LHS** The reason is this, Sir, I asked this question is this, where often this
30 kind of activity has been said to pose a threat to public order and
31 security. Even the use the word Allah has been, have to be a threat to
32 public order, correct. Now let me go on. In relation to your –
33

34 **LWK** Sorry.

35
36 **CHM** Mr Lim, yes.
37

1 **LWK** The Honourable Commissioner, we would like to object the question
2 posed by –
3
4 **LHS** Bar Council.
5
6 **LWK** My learned Bar Council because he's very subjective and he tried to
7 put forward to the witness showing something otherwise. Because
8 what we are asking our witness here, is pertaining to what he knows
9 about Mr Joshua. What that the Bar Council put forward is a case law,
10 based on the case law. It got nothing related to the statement at all.
11 So we would like to object of the question being posed. Because it's
12 quite unfair to PDRM and the rest who are, I mean, the way they
13 propose, they propose that some informant that is a threat. The whole
14 issue here is about to find the truth of the disappearance of the
15 Joshua here. So, that's it. Thank you.
16
17 **CHM** Yes.
18
19 **LHS** Learned Commissioners, the question was posed, background was
20 more to pose the question, whether he's aware that whatever Joshua
21 did was a threat to public order. As a layman, he well knows what can
22 be a threat to public order. The police have their own views. We have
23 our own views. Sometimes we think that the reasons given by the
24 police are just concocted for a particular purpose of their own. But
25 more importantly, we are linking it back to what was said by DCP
26 Awaludin that he himself was involved in the detention of Joshua
27 Jamaluddin. And he boasted, ISA was something we can use. And
28 this case shows it was abused because the Court has said it is not
29 lawful to use that. So there's a whole link to it. Because at the end of
30 the day and you heard it also of norm, even the conference with
31 learned Commissioners yesterday, oh, public order, sensitive, things
32 like that. Ok. Of course, just perception.
33
34 **[03:30PM]**
35

1 **CHM** Ok. Let me hear the question again that was objected to by counsel
2 from the PDRM. What's the question again, Mr Lim? Your question
3 again before objection was raised?
4

5 **LHS** If I can remember what I said. Can you just –
6

7 **CHM** Yes, your question, yes.
8

9 **LHS** In your interaction with Joshua Jamaluddin all these years do you note
10 or have you observed or seen any action that he's done which is a
11 threat to public order?
12

13 **SELVA** No. Nothing that Joshua –
14

15 **CHM** Hold on. I think that's a fair question, counsel? Mr Loh, that's a fair
16 question, is it?
17

18 **LWK** Yes, indeed. It's a fair question. But what he's trying to pose is that the
19 question posed was based on case law. He's showing to leading to
20 the, our witness here, he shows is that, that Mr Joshua activist is not a
21 threat. Yet, he mentioned himself that it's not a threat at all. And all he
22 says is that, that Mr Joshua still practising that what he's doing until
23 that he went missing. So what our learned counsel here just tried to
24 pose on the case law, showing to Mr Rama that for the question, there
25 is a chronology events that involvement of government agencies for
26 abduction. In fact that, that Jamaluddin, the case law itself, that he's
27 not missing at all. And the explain (03:31:22PM) is that, whatever
28 arrest is still there. This one has been portrayed. So what that our
29 learned counsel from Bar Council put it here right this moment is that,
30 is completely different to what we are trying to find, the truth of the
31 missing person here.
32

33 **CHM** Ok.
34

35 **LWK** Yes.
36

37 **CHM** Right, yes. I'm allowing the question.

1
2 **LWK** Alright.
3
4 **CHM** Yes. I think –
5
6 **LWK** Thank you.
7
8 **CHM** It's a fair question.
9
10 **LWK** Ok.
11
12 **CHM** Yes.
13
14 **LHS** Now as I was saying, I will take you all now to the –
15
16 **CHM** No. Your question, has it been answered?
17
18 **LHS** Yes, he said he doesn't see how he was a threat to public order.
19
20 **CHM** Yes, right, yes.
21
22 **LHS** And the reason I gave him the background is because there's a
23 parallel between what the two Joshua's were doing. They were
24 actively involved in their own missionary activities. Some of which
25 involve Muslims. Now let me now bring you to the 15th December
26 event where you heard Joshua say that he was, I'm not sure, hurt or
27 threatened, is it, by KJ, the Minister –
28
29 **SELVA** May.
30
31 **LHS** In May, in May. Yes, the conversation on the 03.12.2015, right? But
32 only later you checked the emails to ascertain, to verify whether or not
33 indeed whatever was communicate to you is indeed a Minister.
34
35 **SELVA** Yes, correct.
36

1 **LHS** Have you got that background? Because I got a bit because of the fact
2 as well, the times. But now I think I got it, right. Now I think all of us
3 want to know whether it was a threat or an urging or maybe even an
4 advice. But you seem to be very sure that Khairy is behind this. Why
5 do you think he was behind it when from what you tell us, the tone of
6 the email exchanges was almost, was friendly? Did you say friendly?
7 Yes, almost friendly.
8

9 **SELVA** No –
10

11 **LHS** Could it be that the Minister knew something was up and he was
12 trying to warn Khairy that something's going to happen to you, you
13 better leave.
14

15 **SELVA** Ok. If –
16

17 **LHS** Could it be that?
18

19 **SELVA** No. If that was the case, then yesterday Khairy need not have denied
20 it. He could have just explained that 'I'm just being, I was just nice to
21 Joshua'. Since he denied it, I'm very sure that he's definitely the one
22 planning it. This is like extra evidence.
23

24 **LHS** Because of his denial?
25

26 **SELVA** Yes.
27

28 **LHS** Well let's be open about that. That it could well be. We don't know.
29 And the police surely should be very keen to investigate now, whether
30 there's any connection, whether it was a threat, whether it was a
31 friendly warning. And it could very well be that they were on friendly
32 terms. We were told earlier that Khairy's Ministry organised a seminar.
33 And he seems to know DCP Awaludin. DCP Awaludin is the one in
34 charge of so-called social terrorism, or, is it? Social extremism, alright.
35 So there might be this linkage, perhaps? I mean it might not be too fair
36 right, to say Khairy Jamaluddin was behind it? It could be that Khairy

1 Jamaluddin was aware of it. But some other actors were the ones who
2 were behind it.

3

4 **SELVA** Ok, but you see, if it wasn't him planning it, he could have just
5 admitted that he sent the email to Joshua but it was just to protect
6 Joshua. So if –

7

8 **LHS** Well, let's not guess that. Because very well, police might probably
9 look at the answer which, I think, is a possibility. Alright. Now the last
10 time Pastor Joshua posted anything on his Facebook was 30.11.2016.

11

12 **SELVA** Yes. Correct.

13

14 **LHS** Right. And has his Facebook been taken down since then? Because
15 you heard the last time that it was taken down. But he's still –

16

17 **SELVA** Yes, I can see his post.

18

19 **LHS** You can still see his feed, and there's where we got all these -

20

21 **SELVA** Yes.

22

23 **LHS** Evidence, right?

24

25 **SELVA** Yes.

26

27 **LHS** Now you said also that Joshua deleted most negative comments.

28

29 **SELVA** No, if he knows someone is giving him negative comments, he will
30 block that person. So once that person is blocked, he cannot do it a
31 second time. So if you go to his, the comments on his page, it's mostly
32 like, comments that are encouraging Joshua.

33

34 **LHS** Alright. So where there were threats, where there were negative
35 comments that were given maybe all kinds of criticisms, it will not be
36 available for you to see?

37

1 **SELVA** Let's say, if someone criticises him the first time, I can see it. But once
2 that person is blocked –
3
4 **LHS** Yes.
5
6 **SELVA** He cannot see Joshua's posts after that –
7
8 **LHS** Alright.
9
10 **SELVA** So he cannot criticise him a second time.
11
12 **LHS** But any other person, other than the first person who made the
13 criticism for the first time, can be seen, until he's blocked?
14
15 **SELVA** Yes, I think that's how Facebook works. I think until, I think the first
16 criticism usually can be seen. But I can't remember seeing any
17 criticism like that.
18
19 **LHS** That will be all for now. Thank you. Sorry, I've got one question. Well,
20 it is related to the first question I asked when Joshua mentioned to you
21 that Khairy had, had heard or threatened him or warned him, what
22 was his body language? Was it, he was under stress, was he
23 frightened, was he –
24
25 **SELVA** No. Actually, from the body language, he seems normal.
26
27 **LHS** He seems normal?
28
29 **SELVA** Yes.
30
31 **LHS** So it did not seem to be a direct threat at that time. But you said, the
32 fact that he had to move out of the house shows that there was a real
33 threat.
34
35 **SELVA** Yes. I mean, you see, if someone receives a threat like that, there is
36 nothing he can do about it. He can just try to escape and flee from the

1 house. But there is nothing further he can do to protect himself. So I
2 think there is no point in him being worried or showing any fear.

3

4 **LHS** Is there a difference Mr Selva, if I tell you, Selva, I think you better
5 leave the country, from Selva, you better get out of the country
6 because you are going to be in trouble. Or we have enough of you,
7 leave the country now.

8

9 **SELVA** That's why, if –

10

11 **LHS** There would be different, right?

12

13 **SELVA** Yes, that's why –

14

15 **LHS** And you didn't hear the conversation. So you can't really tell which
16 kind of a, but from your observation of Joshua's demeanour, he
17 appears to be quite –

18

19 **SELVA** Normal.

20

21 **LHS** Normal?

22

23 **SELVA** Yes, normal.

24

25 **LHS** Thank you, Sir.

26

27 **Time: 03:38PM**

28

29 **Cross-examination of Selvakumar Peace John Harris by Dimas Bagus Anges**

30 **Time : 03:38PM**

31

32 **DBA** Your Honourable Panel, I would like to lay down some question but
33 again same with yesterday, I'm going to lay down a question in two
34 fashion. Indonesia after that English, for the sake of our client which is
35 the family of Ruth Sitepu. So Mr Selvakumar, kelmarin Mr Selvakumar
36 cakap tentang Mirzan dan Alin dan setelah pertama kali ketemu
37 dengan mereka yang mana itu di tengah proses pembaptisan Mirzan

1 dan Alin, dan setelahnya Mr Selvakumar mencari identitas Mirzan dan
2 Alin secara online.
3
4 **SELVA** Ya.
5
6 **DBA** Setelah Pastor Joshua dan Ruth menghilang, apakah pernah ada
7 upaya untuk menemui mereka secara in person?
8
9 **SELVA** Bukan in person.
10
11 **CHM** Hold on. Ask that in English.
12
13 **DBA** In English, ok. Yesterday, I recall that you are mentioning you met with
14 the Mirzan and Alin in baptise, during the baptise session with the
15 Pastor Joshua and Ruth. And after that you mentioned that you try to
16 search their identity on online.
17
18 **SELVA** Yes, correct.
19
20 **DBA** My question is after you searched their identity, did you have any
21 intention to meet with them in person?
22
23 **SELVA** Not meet them. I just wanted to contact them. So I have tried phoning
24 their number which is available online, but, through phone and through
25 Facebook, I didn't get any response from them.
26
27 **DBA** I see. Apakah pernah meminta langsung nombor dengan, ketika
28 bertemu dengan mereka?
29
30 **SELVA** No. Saya dapat nombor mereka dari carian online.
31
32 **DBA** I will move to the next question. Ketika pertama kali Pastor Joshua
33 memberitahukan ke Mr Selvakumar soal emel yang diterima dari
34 Khairy Jamaluddin, itu lewat laptop?
35

- 1 **SELVA** Ya. Ya, the laptop dan phone. Ada yang dia tunjukkan saya melalui
2 fon. Ada yang dia tunjuk melalui laptop. So saya tak ingat yang mana
3 fon, yang mana emel.
4
- 5 **DBA** Apakah Mr Selvakumar masih ingat brand laptopnya? Brand laptop
6 yang dibawa oleh Pastor Joshua?
7
- 8 **SELVA** Laptop tak, tapi fon, I think they were using a Samsung. Saya tak
9 pastilah, tapi saya ingat macam itu.
10
- 11 **DBA** Did you recall that Pastor Joshua always bring his laptop with him? I
12 mean, during this meeting with you?
13
- 14 **SELVA** Ya. Pada bulan Mei itu bila dia datang ke Sg Bakap, dia bawa laptop
15 dia.
16
- 17 **DBA** So yesterday I recall –
18
- 19 **CHM** Now, before you ask, let gentleman answer you in English and then
20 you ask. You ask in English then.
21
- 22 **SELVA** Ok.
23
- 24 **DBA** The next question. Ketika kelmarin Mr Selvakumar mengatakan
25 bahawa tidak terlalu sering berbicara dengan Ruth Sitepu.
26
- 27 **SELVA** Ya, betul.
28
- 29 **CHM** No. Don't answer that.
30
- 31 **SELVA** Yes, Sir.
32
- 33 **CHM** You are very good in your Bahasa.
34
- 35 **SELVA** Ok.
36
- 37 **CHM** Alright.

1

2 **DBA** I recall that you mentioned that you rarely have a communication with
3 Ruth Sitepu?

4

5 **SELVA** Yes, correct.

6

7 **DBA** Apakah setiap Mr Selvakumar berkomunikasi dengan Pastor Joshua,
8 selalu ada Ruth atau setiap Pastor Joshua pergi ke suatu tempat,
9 selalu ada Pastor Ruth? Did you aware that during your
10 communication with Pastor Joshua in person, Ruth Sitepu always
11 hanging around with him –

12

13 **SELVA** Yes.

14

15 **DBA** And do you aware also, do you know that if Pastor Joshua is going to
16 some places, is he always with Ruth Sitepu around? (03:43:16PM)

17

18 **SELVA** Yes, they are always together.

19

20 **DBA** But you rarely have a communicate with, communication with Ruth
21 Sitepu?

22

23 **SELVA** Yes, I usually talked mostly to Joshua.

24

25 **DBA** Tapi apakah Mr Selvakumar tahu bahawa Ruth Sitepu adalah seorang
26 warga Indonesia?

27

28 **SELVA** Yes.

29

30 **DBA** Do you aware that Ms Ruth Sitepu here is a Indonesian citizen?

31

32 **SELVA** Yes, I'm aware that she's Indonesian.

33

34 **DBA** Dari mana tahu? Where do you know about this?

35

36 **SELVA** Maybe the first time I met them itself, I got to know that she's
37 Indonesian. I can't remember when exactly. Probably, the first time.

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DBA Apakah mereka juga pernah menceritakan bagaimana pertama kali bertemu dan di mana mereka menikah? Did they told you, ever told you, that when they first met and when they make, have a marriage? And how they met?

SELVA I think I have read from one of his book post, that he has met his wife in a church. I think he has posted something like this before.

DBA Did you never, I mean, does Joshua never told you which church they met?

SELVA No.

DBA Ok. Kelmarin, eh, tadi, Mr Selvakumar mengatakan bahawa ada dua kali polis sempat datang ke rumah untuk minta maklumat.

[03:45PM]

Apakah ada komunikasi lain dengan polis antara melalui SMS, phone call atau komunikasi lainnya? Just now you say that you been interviewed by police second time. Is there any way of communication besides police come directly to your house? For example, through WhatsApp, through message, through phone calls or something else?

SELVA Yes. We have communicated through WhatsApp also.

DBA What kind of communication do you lay down in your WhatsApp conversation with Inspector Zul or the representative?

SELVA With both also. I have communicated through WhatsApp.

DBA It's regarding with the cases or –

SELVA Yes, regarding the case.

1 **DBA** Can you please tell the Panel about your communication through
2 WhatsApp?
3

4 **SELVA** Ok. Through WhatsApp, yes, after the second meeting with the police,
5 they wanted to know the last time I communicated with them, so I had
6 a Facebook screenshot of my last communication with them through
7 Facebook. So I had given them a screenshot of that through
8 WhatsApp.
9

10 **DBA** Ok, nothing further. Next question. Apakah Mr Selvakumar masih
11 bermain Facebook? Are you still on Facebook?
12

13 **SELVA** Yes.
14

15 **DBA** Did you still aware, sorry, apakah masih pernah melihat setelah
16 Pastor Joshua and Pastor Ruth menghilang, apakah pernah melihat
17 ada komen terhadap post Pastor Joshua dan Pastor Ruth di akaun
18 mereka yang berisi negatif komen atau beberapa komen yang tidak
19 bagus? Did you ever, after the disappearances of Pastor Joshua and
20 Pastor Ruth, you ever saw the negative comment or anything
21 comment related with these cases of disappearances in Pastor
22 Joshua and Pastor Ruth Facebook page?
23

24 **SELVA** Yes, the last post which he put on 30th November –
25

26 **CHM** This after the disappearance, after the disappearance –
27

28 **SELVA** Yes.
29

30 **CHM** After the disappearance?
31

32 **DBA** After the disappearance.
33

34 **CHM** Yes.
35

36 **SELVA** Yes, so the last post which he posted was 30th November. So we
37 scrolled down all the comments from others, there were some

1 comments like say, hope you are safe, something like that lah. So
2 there are lots of comments for his last post. And many people are just
3 saying things like, hope, you are safe, hope you are being taken care
4 well, things like that.
5
6 **CHM** Do you know why he received such posting, hope you are safe?
7
8 **SELVA** Well, yes, because –
9
10 **CHM** Was he lamenting of something?
11
12 **SELVA** No. Because 30th November, his last post. Then after he didn't post for
13 some time, I think everyone knows that something already happened
14 to him.
15
16 **CHM** I see.
17
18 **SELVA** So they are just like, just like online, they're just telling, hope you are
19 safe. Something like that lah.
20
21 **CHM** Ok.
22
23 **DBA** Did you screenshot those page?
24
25 **SELVA** Those comments.
26
27 **DBA** Yes.
28
29 **SELVA** No, I didn't screenshot it. But I can, I'll do it.
30
31 **DBA** But still Pastor Joshua Facebook page still accessible?
32
33 **SELVA** Yes, can.
34
35 **DBA** Ok. After you've been, I mean after, setelah polisi meminta
36 keterangan terhadap En Selva dan setelah menghilangnya Pastor
37 Joshua dan Pastor Ruth, apakah merasa ada aktivitas yang janggal,

1 misalnya, ada surveillance terhadap En Selva dan orang-orang lain
2 yang kenal sama Pastor Joshua dan Pastor Ruth? After you have
3 been, after the police coming to you second time and after the
4 disappearances of Pastor Joshua and Pastor Ruth, do you, is there
5 any suspicious kind of activities, maybe such as surveillance to you or
6 people that have a relation with Pastor Joshua and Pastor Ruth?
7

8 **CHM** Hold on. I'm not clear.
9

10 **DBA** Ok, I repeat my question. After the police have come to you second
11 time and then after Ruth and Pastor Joshua disappearances, do you
12 feel there is a suspicious activities such, maybe such as a surveillance
13 to you or maybe there's a people that happened to know about Pastor
14 Joshua and Pastor Ruth being surveillance as well?
15

16 **SELVA** Yes, I have felt like that. Because I have seen some cars parked near
17 my children's school. So I think it was for maybe, like observing me or
18 maybe just to make me scared. So but those cars parked there, I have
19 been told that they are, because my house is close to the old trunk
20 road, it is just to monitor lorries that are there. And then –
21

22 **CHM** You are talking about which home? Your Sg Bakap or your Kg Tunku?
23

24 **SELVA** Yes, in Sg Bakap.
25

26 **CHM** Sg Bakap?
27

28 **SELVA** Yes. Because there is a JPJ office there and lorries which are passing
29 there, I have been told that these guys are just there to give warning
30 to other lorries that maybe JPJ check will happen. But when I saw
31 these people the first time, and when they were there for a few
32 occasions near my children's school, I thought maybe someone is
33 trying to give me a warning not to open my mouth or something.
34

35 **DBA** Is there anything you want to share regarding with that?
36

1 **SELVA** No. Actually, since there is, ok, those guys were having a walkie
2 talkie. So definitely, it's not like normal people. Because I think only
3 certain people have license for walkie talkie.

4

5 **DBA** So how many times you see this kind of people?

6

7 **SELVA** Maybe about four or five times I have seen them near my children's
8 school.

9

10 **DBA** Can you be more specific? I mean when this happened? In year,
11 2017, 2018 or 2019?

12

13 **SELVA** Maybe 2000... I think last year lah, 2019.

14

15 **DBA** So in 2019, you saw four or five times –

16

17 **SELVA** Yes.

18

19 **DBA** These people hanging around in your kids' school?

20

21 **SELVA** Yes, on the main road there.

22

23 **DBA** Ok. To the next question. Tadi En Selva cakap bahawa tidak
24 memberikan laporan kepada polisi soal kehilangan Ruth dan Pastor
25 Joshua. Tapi dari mana En Selva tahu bahawa Pastor Joshua dan
26 Pastor Ruth menghilang? Ok, I translate it. So you mentioned earlier
27 that you didn't lodge a report to police for the disappearances of
28 Pastor Joshua and Pastor Ruth. So how was you know that Pastor
29 Joshua and Pastor Ruth was missing was disappearance?

30

31 **SELVA** Because there was no Facebook activity. So that was the first
32 knowledge. Then since they never came back to the house and since
33 we cannot phone them, it was confirmed that they are already
34 missing.

35

36 **DBA** Is there any way of knowledge that you received regarding with the
37 news of Pastor Joshua and Pastor Ruth disappearances? Perhaps

1 from the people told you about, or some people maybe told you about
2 that Pastor Joshua and Pastor Ruth went missing?
3
4 **SELVA** No, nobody told me. But definitely, like after seeing the video of
5 Raymond Koh's missing thing, like this was few months, then I know
6 that the government is really serious against people who are doing
7 this kind of activities.
8
9 **DBA** So who, so you do see (03:55:06PM) Pastor Raymond Koh abduction
10 video?
11
12 **SELVA** Well, that video was in social media every –
13
14 **DBA** Was viral?
15
16 **SELVA** Yes, a lot of people saw that video.
17
18 **DBA** So you, you assuming that Pastor Joshua and Pastor Ruth went
19 missing after you saw the Facebook. So my question is, does, is
20 Pastor Joshua always very update in posting –
21
22 **SELVA** Yes.
23
24 **DBA** In Facebook page?
25
26 **SELVA** Yes.
27
28 **DBA** How many post in a day? Every day?
29
30 **SELVA** Yes, every day he will usually post something.
31
32 **DBA** What he generally posts in his Facebook page?
33
34 **SELVA** Yes, always about religion.
35
36 **DBA** I think that's enough. Thank you.
37

1 **Time: 03:55PM**

2

3 **PM2** Mr Selva, are you an active Facebook user?

4

5 **SELVA** Yes.

6

7 **PM2** So do you use to look forward to seeing what Pastor Joshua will post
8 every day. Is that something you check Facebook to look out for his
9 posting?

10

11 **SELVA** No. I just simply scroll through what everyone is writing. It's –

12

13 **PM2** Just your normal everyday thing and –

14

15 **SELVA** Yes. It's not particularly I'm looking for Joshua's post.

16

17 **PM2** But even that everyday there would be a posting, before that lah,
18 before it stopped?

19

20 **SELVA** Yes, I think it's usually every day, I think.

21

22 **PM2** Every day, ok. So you noticed, it stopped. That's why you got –

23

24 **SELVA** Yes.

25

26 **PM2** You were worried.

27

28 **SELVA** Yes.

29

30 **PM2** And also you tried to search online to get the number of Mirzan and
31 Allin –

32

33 **SELVA** Yes.

34

35 **PM2** And why did you do that?

36

1 **SELVA** Yes. Actually, after the abduction, actually I, myself, wanted to know
2 exactly what happened. Because before that, my knowledge is just
3 based on what Joshua has told me and based on what I saw Khairy
4 writing to Joshua. So actually, I wanted for my own personal
5 knowledge, I wanted some, first hand information from them. So I will
6 get a better picture of what happened. But I wasn't able to contact
7 them.

8

9 **PM2** You give these both names to the police in your, when they
10 interviewed you? Mirzan and Alin?

11

12 **SELVA** No, yes, I gave Mirzan and Alin's names but then I didn't give the real
13 names that I found out through myself. I mean, the names Iqbal
14 Mirzan and Fadzlina Amran (03:57:46PM), I didn't give their full
15 names. I just told them that when I was, introduced to them the first
16 day, I knew them as Mirzan and Alin. And I just told them that Khairy
17 knows this couple.

18

19 **PM2** This was in your second interview or first interview?

20

21 **SELVA** Second interview.

22

23 **PM2** Ok. Thank you.

24

25 **Cross-examination of Selvakumar Peace John Harris by Loh Wooi Kee**

26 **Time : 03:58PM**

27

28 **LWK** With permission, Commissioners. I have numerous questions to be
29 posed to the witness. Just now you have mentioned about they have
30 under surveillance, correct me if I'm wrong?

31

32 **SELVA** Yes.

33

34 **LWK** Ok. Just want to ask a question about based on you. Do you have
35 committed any crime before?

36

37 **SELVA** No.

1
2 **LWK** So no crime before?
3
4 **SELVA** No.
5
6 **LWK** So just want to ask the next question that, you know that you can buy
7 walkie talkie online?
8
9 **SELVA** Yes, we can. But I think usually people don't do that. I think, I, actually,
10 I also, I was working in Motorola before and I have bought a walkie
11 talkie online.
12
13 **LWK** Ok. Another question that, when you suspect someone like you're
14 under surveillance, like some cars parked in front of your kid's school,
15 do you, I mean, jot down the car registration number or you ask
16 somebody, or you go confront them?
17
18 **SELVA** No, I didn't. Actually, my wife asked the security guard once. What are
19 these people doing and I remember the security guard of our school
20 went and asked that guy what is he doing here.
21
22 **LWK** So after that the security asked that particular person who are inside
23 the car, did the cars moved away immediately or still staying there for
24 a few days and continue to be –
25
26 **CHM** Hold on. The question was... what were you doing here?
27
28 **SELVA** No, when I saw the –
29
30 **CHM** That's the question posed by the security guard to the driver of the
31 car?
32
33 **SELVA** No, my wife asked the security guard of the school, can we know what
34 these people are doing near the school entrance. So the school
35 security guard went and asked these people, what they are doing. And
36 then he just, I do not know what the security guard asked. But after

1 the security guard talked to the people, to the person in the car, he
2 moved the car a bit further from the entrance of the school.

3

4

[04:00PM]

5

6 **CHM** Did your wife ask from the security guard? What was the answer?

7

8 **SELVA** Actually, my wife is here. You want to ask her directly? Actually, I do
9 not know the conversation between the security guard and my wife but
10 the person in the car did move his car after the security guard talked
11 to him.

12

13 **CHM** Ok. Alright.

14

15 **LWK** With permission, Commissioner. Yes, when you mentioned that the
16 car moved away, is it moving away or just moving, just a few metres
17 away or still remain there?

18

19 **SELVA** Yes, just a few, short distance away lah, a few metres away.

20

21 **LWK** Ok. Is it they continue after the security guard asked that particular
22 vehicles, is it this particular vehicle still remain there for a few days or
23 few months or continued to be there?

24

25 **SELVA** I think we have seen them even after that incident. I think we have
26 seen them after that.

27

28 **LWK** Ok. Sir, the next question that can be addressed provided with the
29 permission of the Commissioner, pertaining on that same issue as
30 well. If, why after you felt, you felt that you under surveillance, why
31 don't you lodge a police report then or do something about it?

32

33 **SELVA** Because I feel that this is a government case. And it's just our fate if
34 something happens to us, there's nothing we can do about it.

35

36 **LWK** Just, what do you want further clarify of that, what it means by
37 government case, that mean can you address before the Panel being,

1 pertaining what's it means by government project that you, are you
2 making assumption or are you making, theoretically that based on
3 what your some imaginations that through movie that conspiracy
4 theory? Can you explain further on that?

5

6 **SELVA** Yes. I mean, in all countries the police like work, is part of the
7 government. Yes. So let's say, if the government wants to do
8 something to somebody, he cannot get protection from the police in
9 those cases. It's only when, let's say if there is some other gangster
10 wants to attack us, then we can get protection from the police if in
11 those cases. But when it's a government case, there's nothing we can
12 do.

13

14 **LWK** Ok. I just want to put the next question to you on pertaining the same
15 issue as well that earlier, much earlier that all the while we are,
16 constantly that you mentioned that you have feel no threat, you are
17 free to move here, nobody harass you even though police have make
18 a twice attempt contacted you on this matter but all of sudden that you
19 now, you mentioned that, I mean, you've been followed, the police
20 government. It's kind of contradicting yourself. Can you explain before
21 the Panel that why there's a major contradiction on your statement
22 from before and now?

23

24 **SELVA** Ok. What I feel is something like this. Like after the government
25 changed, I think the police need to close this case. But I think also that
26 Tan Sri Hamid Bador, he, I think he mentioned that, he mentioned
27 something that, I think he mentioned something to the effect that
28 police also are not independent or something. I think there is a
29 statement where he wants more independence for the police. So that
30 politicians are not using the police for their own purpose. Yes.

31

32 **PM2** Mr Selva, maybe you can answer the question. DSP Loh was asking,
33 earlier you said –

34

35 **SELVA** Yes.

36

1 **PM2** There was no threat to you. You personally felt free for yourself. And
2 then later on you said that there was surveillance.
3
4 **SELVA** Yes.
5
6 **PM2** So he's asking you is that inconsistent with what you said? That was
7 his question to you. Am I right, DSP Loh?
8
9 **LWK** Yes, correct.
10
11 **SELVA** Yes, I mean when the police came to me and questioned me, they
12 took my statement in a very friendly manner. And I answered
13 everything. But there may be something like this happening in the
14 background. Maybe they don't want me to give a statement so they
15 are also putting some indirect pressure so that I don't a give
16 statement. Maybe it's something like this lah. I mean, what's
17 happening in the background, we don't really know.
18
19 **CHM** Don't you think you are merely speculating?
20
21 **SELVA** Yes, you can say this part of it is, there is no strong proof.
22
23 **CHM** Yes.
24
25 **SELVA** There is no strong proof like who these people were. And I can just, I
26 mean based on what the security guard found out from that guy, we
27 just have to take that guys at his word. And there's nothing we can
28 investigate further.
29
30 **CHM** Ok, alright.
31
32 **LWK** Again with permission Commissioners. The question that has been
33 bothering in my mind on the issues that, you said police not
34 investigate and it show that, I'll come back to, on the statement that
35 you mentioned earlier about KPN mentioned, IGP mentioned wanted,
36 IGP mentioned that, that you have mentioned earlier. So I go back to
37 the question that I want to pose to you on this matter pertaining that

1 you yourself mentioned before the Commissioner and before all,
2 everyone in this inquiry that you yourself hide the information of police
3 when police investigate you, well not police investigate, interviewed
4 you, on pertaining the names yourself. So basically that, I put it back
5 to you that you –

6

7 **CHM** Hold on. Hide what?

8

9 **LWK** The name of the, what's the name –

10

11 **SELVA** Alin –

12

13 **LWK** Alin, yes –

14

15 **PK** I think I'll need to object on that. I don't, to be fair Mr Loh, could you
16 give way a bit, yes, thank you. I don't think that the witness was
17 hiding. The witness was just mentioning the two names that were
18 introduced. Later, he found out the real name but the police didn't
19 follow up with him. He didn't go and hid the names. I mean that's a bit
20 too strong, Mr Loh, if I may respect.

21

22 **SELVA** No, ok, let me explain.

23

24 **LWK** I just rephrase that word. I just pull back the what I have mentioned
25 earlier. So I just going to rephrase my question. I'm sorry my learned
26 counsel here. So I just put it back the question to the witness
27 pertaining that there's two names mentioned earlier. If I stand to be
28 corrected again, that earlier there's two interviews. First interview that
29 police asked, you mentioned the name Alin –

30

31 **CHM** No, of Mirzan.

32

33 **LWK** There's two names, there's one too converted from Muslim, converted
34 Muslim. I'm sorry because I can't remember names correctly because
35 my handwriting is quite bad a bit. Ok.

36

37 **CHM** Hold on. Mirzan and?

1
2 **PM2** Mirzan and Alin,
3
4 **CHM** Alin,
5
6 **PM2** Mirzan and Alin.
7
8 **CHM** Yes.
9
10 **LWK** So the first interview, correct me if I'm wrong, that you have mentioned
11 that you know the real name, Iqbal, something like that, but you never
12 inform the police.
13
14 **SELVA** Correct.
15
16 **LWK** Yes. When the second interview, you got chance to inform the police
17 but you never inform.
18
19 **SELVA** No. I mean I just answered the questions that the police asked me. So
20 since in the second interview he just asked me like how the threats
21 came and I told him that Khairy knows this couple, Alin and Mirzan,
22 that were baptised. But if he had asked me further about this couple, I
23 would have told their real names. But I wasn't asked for their real
24 names, so I didn't tell.
25
26 **LWK** Ok, it's fair. But I just put it back into the witness. I think is it fair that
27 you should mention to the police, police should know and do the
28 investigation?
29
30 **SELVA** That's why, if the police just ask Khairy, I believe they can get all the
31 information directly from Khairy and they can investigate those people
32 directly.
33
34 **LWK** Ok. I'll just move on to the next question. That you dah mentioned just
35 now to the, before the Commissioner pertaining that the IGP had
36 mentioned, where exactly that you get a caption that PDRM is not

1 investigating, IGP uttered that such statement out? Can you enlighten
2 us?

3

4 **SELVA** I think I have to just do a Google search, I mean, there is a statement
5 like this, where the police need more independence and like politicians
6 shouldn't interfere. I think there is some statement like this which he
7 made sometime, quite recently.

8

9 **LWK** Ok. I'll just move on to the next question. Ok, I'll just refer to that
10 testimony, Exhibit No.6, page 19.

11

12 **CHM** What testimony is that?

13

14 **LWK** Exhibit 6, page 19.

15

16 **CHM** Exhibit 6, page –

17

18 **PM2** The book –

19

20 **LWK** Yes, the book. Sermon on the Mount.

21

22 **CHM** Yes.

23

24 **LWK** So I refer back to the below, paragraph that I was arrested by the
25 Indonesian –

26

27 **CHM** Sorry, what page is it?

28

29 **LWK** Page 19, Honourable Commissioner, last page, the last para.

30

31 **PM1** His testimony.

32

33 **CHM** Yes.

34

35 **LWK** There's a paragraph that 'I was arrested by Indonesian authority
36 because my passport expired, blah, blah, blah, blah. So I just want to

1 put the question, what's the reason that, do you know on why Mr
2 Joshua went to Indonesia? Objective why he went to Indonesia.
3
4 **SELVA** Well, actually I do not know the reason why he went to Indonesia.
5
6 **CHM** Ok. That's the answer, yes.
7
8 **LWK** Ok. The next question that I pose to the witness are pertaining that, do
9 you know that when he's going and he's coming back from Indonesia?
10 Did he inform you before?
11
12 **SELVA** No, he doesn't inform me about his plans.
13
14 **LWK** So, I put it to you, to the witness that pertaining that, based on the
15 paragraph he in fact having a problem in Indonesian authority,
16 especially the police, are you agreeing with me?
17
18 **SELVA** Yes, very minor problem lah.
19
20 **LWK** Five years prison is a minor problem? That he's run away, get
21 escaped then get a new passport and move in, is it a minor problem?
22
23 **SELVA** He just said he should have been charged and it is possible to be
24 jailed for five years. But then the police actually helped him to come
25 back to Malaysia. So since the police themselves are helping him, the
26 police also may not see like, overstaying as a serious crime.
27
28 **LWK** Just want to ask, a bit out of context, do you know that there's one
29 particular master doing the, doing something bone master from
30 Malaysia. He was arrested in Indonesia, been incarcerated for many
31 months, you see the serious offence in Indonesia. Just, do you know,
32 or aware about this case?
33
34 **SELVA** No, I'm not aware.
35

1 **LWK** So I just put back to you that basically that, Indonesia look in this
2 matter very seriously. So he might have problems in Indonesia
3 authority especially the police over there. Are you agree with me?
4

5 **SELVA** Yes, I agree.
6

7 **CHM** I don't think the witness, I don't think that's a fair question. I think the
8 witness is no position to answer such question.
9

10 **LWK** Ok, never mind. It's ok. I just move on to the next question. Ok. Just
11 want to know, do you know Peter's Ho (04:12:59PM) family? Mr
12 Peter's –
13

14 **SELVA** Yes, I have met his children and his wife on one of my visits to Kg
15 Tunku, when Joshua and Ruth were staying there. But I only met the
16 father just yesterday only when he was here.
17

18 **LWK** Oh, that mean all the while you haven't any having any
19 communications at all –
20

21 **SELVA** No.
22

23 **LWK** Conversations over the phone?
24

25 **SELVA** Yes, through the phone, got.
26

27 **LWK** Got.
28

29 **SELVA** I have spoken to him through the phone.
30

31 **LWK** How many times?
32

33 **SELVA** A few times.
34

35 **LWK** Ok, the few times that you mentioned to the, before the
36 Commissioner, can you enlighten us what type of communication
37 between Mr Peter's conversation on the phone?

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SELVA Ok. The first time was, Peter wanted to find out who is the owner of that house. Because actually his children and wife didn't know my details, like, he didn't know my phone number or my name. So what Peter wanted to find out was who is the owner of that house. So Peter knew somebody along that road, maybe, but along that road in SS2. So Peter had asked that person, do you by any chance know who is staying in this particular house down the road in Kg Tunku. So this guy whom Peter asked the question, was my schoolmate in primary school and secondary school. So this guy gave my details to Peter. So after that, Peter contacted me.

LWK Ok. So is it the conversation was more towards finding out the owner?

SELVA Yes, the first time –

LWK Ok.

SELVA Once Peter found out who's the owner then he asked me some questions and I think when he asked me some questions, the Indonesian side was already involved. And I think there was some request to come and see the house at that time. So I wrote a letter to Peter saying that I'm giving you permission to go inside the house. And I told him that the keys are with the Sg Way police station. So I wrote a letter saying that the police can give the keys to Peter. But I do not know whether he ever collected the keys from Sg Way.

[04:15PM]

LWK So can you explain when is it that you have communicate with Mr Peter the duration of time because you mentioned that you communicate with Mr Peter that you asked him to go to the Sg Way police station –

SELVA To get the keys.

LWK To collect the keys?

1

2 **SELVA** Yes.

3

4 **LWK** The key. When exactly, not exactly, the time, the year?

5

6 **SELVA** It must have been around 2000, maybe around 2018. After the
7 Indonesian guys had already tried to, there was a time when their
8 family from Indonesia came and they wanted to visit the place. And at
9 that time, I had told Peter that this is one way you can get the keys.
10 But I also told Peter that in case he cannot the keys or what, I told him
11 he's free to break the lock and go in and check whatever he wants.

12

13 **LWK** Do you know that Mr Peter's son and daughters staying at the place?

14

15 **SELVA** Yes, I know. For a long time.

16

17 **LWK** Ok. Do you have any conversations with Mr Peter's son and
18 daughter?

19

20 **SELVA** Maybe I've just said hi to them. We never talked much. We have seen
21 each other and I've just said hi to him.

22

23 **LWK** Ok. Do you know that during the conversations between Mr Peter and
24 so on, did he mention that he had facilitate that to the police during
25 investigations?

26

27 **SELVA** You mean the police report that Peter made?

28

29 **LWK** Yes.

30

31 **SELVA** Oh, actually, I read about it through the news. So actually, when Peter
32 contacted me it was much later than after he made the police report. I
33 had already known that someone from Klang made a police report
34 based on the news.

35

36 **LWK** Ok. Do you know that the police have went to the house numerous
37 times after Mr Peter lodged the report?

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SELVA Oh actually, I am not aware of that.

LWK So just want to ask a question to the witness, do you know what is police investigation about?

SELVA I think the police were trying to find out what exactly happened.

LWK Ok. Do you know, do you aware or you know that police have stopped investigations or not investigate at all?

SELVA I think they cannot further investigate. I'm under the impression they are unable to investigate further. That's what I think lah.

LWK So I put it back to you again, that police will never stop investigations at all. That is a bit contradicting to a much earlier that police will not investigate based on your earlier statement given to the, before the Commissioner that police are stopping investigation because of involvement of Khairy Jamaluddin.

SELVA I do not know whether it's Khairy who is stopping the investigation or what. But I believe there is no freedom to do investigation. That's what, just my opinion.

LWK So I put it back to you again, are you agree with me that whatever answer that you have given earlier, just now, that you are speculating that police are not investigating, there's some major obstacles or somebody have stopped the police investigation. Are you agreeing with me? Yes or no?

SELVA Yes.

LWK You are speculating?

SELVA Yes, that's what I think.

1 **LWK** Ok. I think just one last question to ask, do you know who's Datuk
2 Awaludin Jadid?
3

4 **SELVA** Yes, I've heard about him from what Rama said. So, actually, I just
5 came to know about him maybe recently, several months ago from,
6 that he was involved in Operation Lalang in the 1980s.
7

8 **LWK** So I put it back to you, that you don't know him at all until recently that
9 you are informed who is Datuk Awaludin by Mr Rama?
10

11 **SELVA** Yes, correct.
12

13 **LWK** So have you attended any of his lectures or any of seminars, that
14 conducted by Datuk Awaludin?
15

16 **SELVA** No.
17

18 **LWK** So the question I put it to you, so since you are not aware that you
19 never attended or you know Datuk Awaludin, so I put it to you, you
20 don't know what actually the context and the content or about that our
21 learned counsel from Bar Council refer to you that Article, not the case
22 law itself, that you agreed that this is not a threat to the Mr Joshua,
23 that is ISA, whatever that decisions made by police, and arrest Mr,
24 what do you called it, the Joshua Jamaluddin is a threat. Since you
25 don't know him. So basically, you just aware the name Datuk
26 Awaludin just recently. So what you are referring to today is basically
27 is just as, you just get to know him lately.
28

29 **SELVA** Yes, I just got to know him just recently, a few months ago, yes. I
30 mean just based on what Mr Rama wrote, I just have that information
31 only.
32

33 **LWK** So basically, I put it to you whatever information, what you have
34 against or about Datuk Awaludin is basically from Mr Rama's articles
35 and the information given to you by Mr Rama?
36

1 **SELVA** I mean I have just read Rama's opinion but it's not that I suspect
2 Awaludin to be involved in this. It's not, nothing that I suspect.

3

4 **LWK** Ok.

5

6 **SELVA** It's just Rama's opinion.

7

8 **LWK** Ok. There's no further question, Commissioner. Thank you.

9

10 **Time : 04:21PM**

11

12 **PK** Mr Chairman, could I just ask one or two questions?

13

14 **CHM** Yes.

15

16 **PK** Thank you.

17

18 **CHM** Yes. We'll stop at 04:30PM.

19

20 **PK** Yes.

21

22 **CHM** You have 10 minutes, yes.

23

24 **Cross-examination of Selvakumar Peace John Harris by Phillip Koh**

25 **Time : 04:21PM**

26

27 **PK** Mr Selvakumar, my name is Phillip Koh. Do you have any personal
28 feelings about the Minister of Sports and Youth, Khairy Jamaluddin? I
29 mean, in terms of are you upset, angry with him before this –

30

31 **SELVA** No.

32

33 **PK** Incident?

34

35 **SELVA** No.

36

37 **PK** Do you have any reason to seek to embarrass an individual in the?

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SELVA No.

PK There isn't. Can I take you back to your testimony when you first testified that Pastor Joshua Hilmy spoke to you on the phone that there was threats from the Minister? Can I take you back to the time when Joshua Hilmy mentioned that to you, could you explain again what Pastor Joshua said as to the nature of such a threat? Was there such, was an explanation given to you why he was threatened?

SELVA He did explain something.

PK Just tell the, tell the Panel, please. Don't look at me. Tell the Panel. Look at the Panel, please.

SELVA Ok. He did explain to me that somebody told him something, ok, but basically, whatever he said to me when I wanted to verify it through the emails, I wasn't able to verify anything of that sort. So whatever I was not able to verify, actually, I didn't want to make any statement regarding what I couldn't verify.

PK In other words, Pastor Joshua said something more that what you tried to verify in the emails?

SELVA Yes.

PK Are you willing to share with the Panel? Would you share?

SELVA Actually, I prefer not to share because it is something that I myself couldn't find out through the emails. So I would prefer not to share it in public.

PK You would like to share in camera, in the Chambers, if there is a private meeting with the Panel, not in public?

SELVA Yes, ok.

1 **PK** Alright before we go into that, since we are still in public, I would like
2 to, because our desire is not here to seek to embarrass anyone,
3 whether they are ministers or ex-ministers. When you mentioned to
4 Yang Mulia, the Honourable Commissioner, she asked you a very
5 important question, how did you know that it was an official email.
6 Could you try to bring back the memory of what you saw and how do
7 you conclude it was an official email?
8

9 **SELVA** Yes, because unofficial emails have got something like, yahoo.com or
10 gmail.com.
11

12 **PK** Yes.
13

14 **SELVA** But this one had like dot.my. So I know it's –
15

16 **PK** You actually saw the word dot.my?
17

18 **SELVA** Yes.
19

20 **PK** Or gov.my.
21

22 **SELVA** Yes.
23

24 **PK** I think you mentioned gov, g-o-v. m-y?
25

26 **SELVA** Yes, something like that. So I know it's not a –
27

28 **PK** Something like that?
29

30 **SELVA** Yes.
31

32 **PK** And you saw the name Khairy Jamaluddin @?
33

34 **SELVA** I think something like that lah. But if –
35

36 **PK** You are not certain?
37

1 **SELVA** No, I mean, I don't really remember the email address which I saw but
2 definitely it is official email.
3
4 **PK** Ok. Is there anything else that you draw an inference, I said inference,
5 there was official, for example, was there a letter in a letterhead with a
6 government crest or symbol? Do you see anything like that in the
7 email shown to you by Joshua?
8
9 **SELVA** No, I –
10
11 **PK** Like a government crest, a letterhead of some sort?
12
13 **SELVA** I do not recall seeing something like that.
14
15 **PK** So you did not recall.
16
17 **SELVA** Yes.
18
19 **PK** And as to the unofficial email, do you remember it says, as you
20 mentioned just now, is it yahoo, Hotmail, Gmail?
21
22 **SELVA** No, I'm sorry, I can't remember that either.
23
24 **PK** So you didn't really, actively look at –
25
26 **SELVA** Yes, I didn't actively look at that.
27
28 **PK** And most of the emails later was from the unofficial one?
29
30 **SELVA** Yes, correct.
31
32 **PK** How do you know? Because you kind of know it's not gov.my, are you
33 saying?
34
35 **SELVA** Yes, that's why, just the first one was, I think he showed me
36 something like this. Maybe some emails were, maybe through the
37 mobile, some in the laptop.

1

2 **PK** Kind of, ok.

3

4 **SELVA** Yes, so I think that, ok, first I was just shown the unofficial –

5

6 **PK** Speak to the Panel, please.

7

8 **SELVA** Yes, first I just saw the unofficial emails. So in the unofficial emails,
9 what you called this, there was nothing to prove that it is really Khairy.
10 So I had pressed Joshua and asked him, how you know this is really
11 Khairy or not. I mean, I just saw Joshua addressing him as Brother
12 Khairy. But then, then he showed me that first email where it was said
13 that communicate with me using this, but other email. So it was only
14 after seeing the unofficial emails that I saw the official email.

15

16 **PK** Mr Selva, can I just pause you a moment. Did Joshua Jamaluddin,
17 Joshua Hilmy, sorry, Joshua Hilmy said to you that when there was a,
18 let me take you back to the telephone calls. How would you know
19 whether he recognised Khairy? I mean, you know, do you have
20 impression he has met Khairy? I mean, someone speaking to him,
21 how do you know that was Khairy Jamaluddin, Khairy?

22

23 **SELVA** Yes, I couldn't verify what he was saying. I could just, I mean I just
24 listened to what he said.

25

26 **PK** Of course.

27

28 **SELVA** He said he needs to vacate the house so I just said, ok.

29

30 **PK** Because in the interest of being very this passion objective, right, so
31 as you said and you are very objective about it, when you saw the
32 non-official email, you also could infer, it could also be someone
33 pretending to be Khairy, right?

34

35 **SELVA** Yes, that's the reason why I asked him, how you know this is definitely
36 Khairy. So –

37

1 **PK** And not somebody else –
2
3 **SELVA** Yes.
4
5 **PK** Pretending to be Khairy?
6
7 **SELVA** Yes.
8
9 **PK** Ok. You say that, that minister or the unofficial email, started having a
10 religious discourse –
11
12 **SELVA** Yes, correct.
13
14 **PK** Discussion.
15
16 **SELVA** Correct.
17
18 **PK** How this strike you that the minister of sport would engage in a
19 religious discourse with your, with Pastor Joshua Hilmy? Did you, do
20 you find it strange?
21
22 **SELVA** Yes, actually, I found it a bit strange.
23
24 **PK** A bit odd?
25
26 **SELVA** Yes.
27
28 **PK** I mean, I'm just saying this to put on record.
29
30 **SELVA** Yes.
31
32 **PK** That there is certain curiosity, I mean, certain mystery about these
33 emails.
34
35 **CHM** Can you explain again, explain again, what do you mean religious
36 discourse between Khairy and Joshua? You mentioned the word
37 religious discourse.

1
2 **SELVA** Yes.
3
4 **CHM** Explain to us.
5
6 **SELVA** Ok, one of the things Khairy asked was like, how come you are not
7 being prosecuted when Jesus said that his followers will be
8 prosecuted. Yes, there was some other things also. But I found this
9 question a bit amusing. So I just remember this question.
10
11 **CHM** Anything else that you remember? Do you, yes, is a form of religious
12 discourse, anything else?
13
14 **SELVA** No, I don't remember any other thing there were discussing.
15
16 **CHM** Ok. Yes.
17
18 **PK** And then could I ask now, sorry –
19
20 **CHM** Sure, go ahead.
21
22 **PK** You said there were cc to the then Prime Minister Najib. Was the cc in
23 the message or was it cc in the email where Najib's email was there,
24 which is official, did you manage to see that?
25
26 **SELVA** Yes, Najib's email was official email in the first email.
27
28 **[04:30PM]**
29
30 **PK** Also gov dot?
31
32 **SELVA** Yes, correct.
33
34 **PK** Anybody else was cc in the messages?
35
36 **SELVA** No. I can't remember whether anyone else was cc'ed. But I definitely
37 saw Dato' Seri Najib's name there.

1

2 **PK** The email was, cc email in the email itself –

3

4 **SELVA** Yes.

5

6 **PK** Not in the message? Not in the message, where there's a message,
7 and then below there, cc Najib?

8

9 **SELVA** No. The initial email where, which had the attachment of the book,
10 yes.

11

12 **PK** That was cc to Najib –

13

14 **SELVA** Yes.

15

16 **PK** And then you noticed that dot my was –

17

18 **SELVA** Yes, correct.

19

20 **PK** So you did have a look at it, glanced at it?

21

22 **SELVA** Yes, correct.

23

24 **PK** That's all I would like to, just to in help of the Panel.

25

26 **Time : 04:30PM**

27

28 **PM1** Ok, can we refer to exhibit on the Facebook?

29

30 **SELVA** Ok.

31

32 **PM1** Do you have that?

33

34 **SELVA** Yes.

35

36 **PM1** Can you refer to 5F, the one on the baptism of Mirzan Muhammad
37 and Alin?

1
2 **SELVA** Yes.
3
4 **PM1** Ok. That was the day that you were present, right?
5
6 **SELVA** Yes, correct.
7
8 **PM1** Ok. Now if you look at the timing, it is on 01.01.2015 at 20:18.
9
10 **SELVA** Yes, correct.
11
12 **PM1** Ok, around what time was the baptism?
13
14 **SELVA** It was just, ok, the baptism may have been a few hours before that –
15
16 **PM1** Before that.
17
18 **SELVA** Maybe about 06:00PM then maybe about 08:00PM, he uploaded the
19 photos, something like that.
20
21 **PM1** Ok. Is he very, do you know if he's very savvy with computers? With
22 Facebook?
23
24 **SELVA** I mean he knows all the basics lah, Yes, he knows how to block
25 people, things like that lah.
26
27 **PM1** Ok, he has to be very savvy. But he did ask you how to –
28
29 **SELVA** Yes, how to publish online.
30
31 **PM1** That was before or after all this savviness?
32
33 **SELVA** This was in May 2016 when he came to my house in Sg Bakap.
34
35 **PM1** Ok.
36
37 **SELVA** He wanted to know how to publish his book online.

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PM1 Ok. I'm kind of curious, maybe I'm not good in Facebook although I like to use Facebook. If you look at Exhibit 5A and 5B, exactly, if you look at the timing, on 20.10.2011 at 00:52 so he said there he baptised Delina (04:32:19PM).

SELVA Yes.

PM1 Now, and it says, Joshua Hilmy is at Klang.

SELVA Yes.

PM1 Now you look at Exhibit 5, the next exhibit, exactly the same time, Joshua Hilmy is in Taiping, Perak. It requires a bit of running around.

SELVA Yes –

PM1 Maybe, no, I need to ask how does Facebook work? Is it he uploaded simultaneously?

SELVA Yes, I would say based on the timing, definitely he uploaded it at the same time. But I can't understand how come this photo is tagged with him at Taiping and the other one is somehow tagged –

PM1 I'm trying to understand that.

SELVA As he in Klang. That part, how Facebook determines someone where, that person is –

PM1 I think –

SELVA When he's uploading a photo. I do not know how Facebook determines that.

PM1 Ok, Maybe due to my limited understanding, you can do that. You can click that. But you cannot click it at two –

1 **SELVA** Yes, correct.
2
3 **PM1** Different photos.
4
5 **SELVA** Correct. Actually, I do not understand how this Facebook, yes,
6 actually, this is a interesting thing. I have no idea how this can
7 happen.
8
9 **PM1** Right. Because I'm trying to establish that probably it could not, I
10 mean, maybe it's not even Joshua Hilmy who upload it.
11
12 **SELVA** No, definitely it's his account.
13
14 **PM1** Yes, of course.
15
16 **SELVA** I mean this maybe just a mistake in the person who did the
17 programming for Facebook.
18
19 **PM1** I am sure –
20
21 **SELVA** Maybe there is some bug or something.
22
23 **PM1** Yes.
24
25 **SELVA** So when someone uploads a photo, it somehow searches the location
26 and puts a wrong location.
27
28 **PM1** But it's exactly the same timing.
29
30 **SELVA** Ok. The timing can, is, because we can upload a few photos at the
31 same time. So that one is possible. But how exactly one photo is
32 tagged with Joshua at Klang, one in Taiping, how that happened, I do
33 not know.
34
35 **PM1** Yes.
36
37 **CHM** This is from Joshua's Facebook account?

1
2 **SELVA** Yes, correct.
3
4 **CHM** Not from your Facebook account?
5
6 **SELVA** No.
7
8 **PM1** So this one you screenshot?
9
10 **SELVA** Yes, correct.
11
12 **PM1** Like 5C, the next one. You have two Joshua Hilmy. So is that how it is
13 being presented?
14
15 **SELVA** Yes, maybe –
16
17 **PM1** Is it how it is being presented? Or somebody have tampered with it
18 or?
19
20 **SELVA** No, he may have posted something and then again, he's forwarding
21 that message. When you forward somebody's message, it appears
22 like this, I think. I think maybe he typed it once at 07:39, then at 09:09
23 maybe he forwarded, maybe he just shared it again. Actually, I do not
24 know what he would have done, why it's like that.
25
26 **PM1** I know.
27
28 **SELVA** Yes.
29
30 **PM1** I'm just curious about this Facebook account.
31
32 **SELVA** Ok.
33
34 **PM1** Ok. Thank you very much.
35

1 **PM2** Mr Selva, you, in the baptism you were there to witness Mirzan and
2 Alin's baptism. You did not talk to them and that, but it supposed to be
3 important occasion baptism, and you had no conversation with them?
4

5 **SELVA** No, I did have a small, minor conversation with them lah. I think I
6 asked Alin where she's from. And I think she mentioned, she's, I think
7 that she's from some university or something. It was a very short thing
8 lah. And then, actually, maybe I just said hello to them and just
9 something like that.
10

11 **PM2** You're not curious to ask why they were baptised?
12

13 **SELVA** No, I didn't ask anything of that sort. I didn't ask them.
14

15 **PM2** Oh.
16

17 **PM1** Just one last question, I'm still focusing on the Facebook. I noticed on
18 all the exhibits, this person called Joshua Hilmy purposely wrote the
19 person that he baptised, uploaded their photos, mentioned either their
20 names, religion and even allude to the Sultan. I find that very
21 interesting. Ok. Sultan is 5, where is it? 5I is it? I know, it's one of the
22 exhibits. He's kind of purposely mentioning their religion, yes, you
23 noticed?
24

25 **CHM** Hold on.
26

27 **PM1** If you look at all exhibits –
28

29 **CHM** Sultan?
30

31 **PM1** Yes, there is one, Exhibit 5G.
32

33 **CHM** 5G.
34

35 **PM1** I don't know what is the intention of this Facebook? Is it quite common
36 for him to write this way because you have access to the... is it how

1 he usually, the story of his Facebook? He would tell what people he
2 had baptised –
3
4 **SELVA** Yes.
5
6 **PM1** Ok. And then the miracles that he did, kind of miracles lah because
7 everybody got healed.
8
9 **SELVA** Yes.
10
11 **PM1** Alright. Then he will mention the religion of these people, right? So is
12 that very common for him to –
13
14 **SELVA** Yes. That's what he writes.
15
16 **PM1** I mean when you follow his Facebook?
17
18 **SELVA** Yes.
19
20 **PM1** Ok.
21
22 **CHM** Alright, yes. Ok, alright.
23
24 **PM1** Yes.
25
26 **YA** Can I?
27
28 **CHM** Do you have a question to ask?
29
30 **YA** No, to the witness.
31
32 **CHM** Yes, introduce yourself.
33
34 **YA** My name Yati Andriyani. I am a coordinator of the Commission for
35 Disappeared and Victims of Violence. We got invitation by SUHAKAM
36 to be observer here. Thank you so much for the opportunity to deliver
37 my question to the witness.

1

2 **CHM** Your name is here? You have, yes?

3

4 **YA** Yati Andriyani.

5

6 **CHM** KONTRAS, ok.

7

8 **YA** Yes.

9

10 **CHM** Yes.

11

12 **Cross-examination of Selvakumar Peace John Harris by Yati Andriyani**

13 **Time : 04:38PM**

14

15 **YA** Mr Selva, do you know in what capacities or context Khairy sent the
16 email to Joshua? Is it usual in Malaysia if the authorities sent the email
17 directly to the Malaysia citizen personally?

18

19 **SELVA** Ok. I think it may work like this. You see, for Khairy to get other people
20 in the government to go against Joshua, he needs some proof. So he
21 is using the email, you see, let's say if someone is in the government
22 and he wants to go after somebody. And the other people in the
23 government do not know anything about this thing. So he needs some
24 kind of email or something official so that other people also know
25 about it. So I think this is the purpose of the email.

26

27 **YA** Thank you. It's –

28

29 **PM2** Sorry, Yati. Have you had any other previous experience of emailing a
30 minister yourself before?

31

32 **SELVA** No.

33

34 **PM2** This is the first time. So you are again making your own –

35

36 **SELVA** Yes, it is my own guess work.

37

1 **PM2** Speculation. So just for your knowledge, it's his first experience of
2 seeing a, email letter with a minister's name.

3

4 **YA** Ok, thank you. Do you know is there any attacks, threat or intimidation
5 to Joshua from people in Malaysia or it's just, or other situations that
6 Joshua facing regarding his activities, outside from email and others?

7

8 **SELVA** No.

9

10 **YA** No.

11

12 **SELVA** I don't think any other person threatened with Joshua.

13

14 **YA** Ok, Tuan, is there any information from Joshua to you regarding the
15 protection and the security of routes? Did he mention something to
16 you about routes situation or routes protection or security?

17

18 **SELVA** No.

19

20 **YA** And is there any, in Malaysia, is there any specific, particular
21 institution or foundation or authority to protect the Malaysia citizen
22 when they are under threat, intimidation or under un-security
23 situation? If you don't know, it's ok. I just wonder if you know this.

24

25 **SELVA** Yes, if someone is under threat from somebody, the usual thing that
26 person will do is seek the help of police and make a police report.

27

28 **YA** Is there any specific or particular institution that authorities, that talking
29 on that issues, security and protection for the people here?

30

31 **CHM** I think witness have answered. It's the police.

32

33 **PM2** Police.

34

35 **YA** Ok. Thank you. Thank you, Panel, thank you.

36

37 **Time : 04:41PM**

1

2 **Cross-examination of Selvakumar Peace John Harris by Loh Wooi Kee**

3 **Time : 04:41PM**

4

5 **LWK** With permission Commissioner. I just have one final question to pose
6 to Mr Selva here. Just want to mention that do you know where that, if
7 a Muslim try to convert a Non-Muslim, can it inflict anger within the
8 Muslim community?

9

10 **SELVA** Yes, it does.

11

12 **LWK** Yes. So is it will be a threat to Mr Joshua?

13

14 **SELVA** Yes, but from what I know, let's say if it happens in some particular
15 family, the family members may do something like to, I mean, let's say
16 someone gets converted, so the other family members may like reject
17 this guy, something like that. But they may not come after Joshua. So
18 the person who gets converted I think is probably the one who faces
19 the problem.

20

21 **LWK** So you are not sure that this will inflict anger towards Mr Joshua. I just
22 put it back to you that you are making an assumption.

23

24 **SELVA** No.

25

26 **LWK** Are you agreeing with me?

27

28 **SELVA** No. I mean some people may feel the anger towards Joshua also.
29 Yes, I agree with you it's quite natural lah.

30

31 **LWK** No further question, Commissioner. Thank you.

32

33 **Time : 04:42PM**

34

35 **CHM** Ok. To tomorrow, alright, Tomorrow, but tomorrow can we start a bit
36 late at 11:00AM instead of 10:00AM? Ok. Session is adjourned.

37

1 **JRB** Bangun.

2

3

END

4

5 **TIME** : **04:43PM**

**SUHAKAM PUBLIC INQUIRY OF
PASTOR JOSHUA HILMY
RUTH SITEPU**

DATE : 04.03.2020

TIME : 11:07AM

NOTES OF INQUIRY


Coram

Chairman Panel Member 1 Panel Member 2	Dato' Seri Hishamuddin Yunus Dr Madeline Berma Jerald Joseph	CHM PM1 PM2
PDRM Observer	SAC Dato' Mohd Azman DSP Nuzulan Mohd Din DSP Loh Wooi Kee	MA NZL LWK
Family Observer	Philip Koh Cyrus Tui Foo Woei Larissa Ann Louis Audrey Pillai Kenny Ng Bee Ken Ho Yi Poo (PIC) Chun Ket Teh (PIC)	PK TFW LAL AP KBK
Bar Council Observer	Roger Chan Andrew Khoo Lim Heng Seng Gokul Radhakrishnan Alycia Tan Wei Wenn	RC AK LHS
KONTRAS	Dimas Bagus Anges Yati Andriyani	DBA YA

SUHAKAM Panel	Simon a/l Karunagaram Muhammad Faiz Bin Abd Rahman	SK MFR
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1

2 **Witness**

1	Peter Pormannan a/l Annamalai	PETER
2	Grace Thangamalar a/p Peter Pormannan	GRACE
3	Josiahnandan Emmanuel a/l Peter	JOSIAH
4	Ramanathan a/l Manickavasagan	RAMA
5	Selvakumar Peace John Harris	SELVA
6	Ram Ram Elisabeth	RAM
7	Iman Setiawan Sitepu	IMAN
8		

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16

1 **START**

2

3 **CHM** Good morning. We'll continue with our hearing. Commissioner Dr
4 Madeline is delayed somewhere, but we'll carry on. Commissioner Dr
5 Madeline is delayed somewhere, so we'll carry on. We're the majority.
6 So it's appropriate and lawful for us to carry on the inquiry for the time
7 being without, you know, further ado. So we'll carry on. We'll carry on.
8 So we have finished with the witness yesterday, Selvakumar, is it? So
9 we'll begin with a fresh witness and witness number?

10

11 **MFR** No.6.

12

13 **PK** Mr Chairman. Mr Chairman, just, not to interrupt the flow, I apologise.
14 Thank you for the... we recollect that the last witness because of the
15 lateness, I think, he was released very unclearly. And our own sense
16 was, there was a –

17

18 **CHM** Is it working?

19

20 **PK** There is a moment in Mr Selvakumar, the witness, when he was giving
21 testimony where he hesitated to give witness to something. And then
22 there was an exchanges to how to cope with that, I recollect. And I
23 think I stood up and say, would it be alright if we do it in the chambers
24 of camera, we used the word. Then he hesitated for a while and he
25 said... nodded and it's possible. Now I don't wish to press the point,
26 Mr Chairman. And neither am I insisting that he should be given.... it's
27 alright. Good morning, Madam. Thank you. And neither am I insisting
28 that he should be called. I have a sense that he wanted to say
29 something and perhaps it was not appropriate for the public. But it's
30 not something that I'm pressing for. I just thought I'll draw the
31 attention. In fact he was released and because he's from Penang, he
32 went back with his whole family already. So perhaps we can just have
33 a sense of whether any other observers have any view on that. I'm not
34 myself pressing the issue, come and give further testimony. I'm not
35 myself pressing this, ok.

36

1 **CHM** What was the question that you were asking yesterday that made him
2 said to say, oh, I'm not prepared to disclose here at this open hearing.
3 But I'm prepared to, when asked further, he said he's prepared to
4 disclose it in camera, close hearing. What was your question that led
5 to this response?
6

7 **PK** My recollection, it was not directly my interaction with him. There was
8 an interaction and then he sort of hesitated. So it was not in response
9 specifically. Ok, there was a question about what else was mentioned
10 other than the emails by Pastor Joshua, the context of Joshua Hilmy
11 in communication with you. And then he says, there is, but then I don't
12 want to speak about it. So... because I can't verify it or whatever. So
13 we backed off. And then I say, if there was in a camera session, would
14 you be prepared and he kind of affirm he will be prepared. Again, I
15 don't want to surmise. It may well be, there's something very
16 speculative and he doesn't want to really repeat something that he
17 himself, as we can see and I'm not second guessing how the panel
18 evaluate him. He was trying his best to evaluate whether something is,
19 something validated by him. Whether rightly or wrongly the validation,
20 it's enough. And that one he felt he didn't want to repeat. That...
21 Anything else other than the emails that cause your inference or his
22 assumption, it's a, using PDRM language. I would like to use their
23 language too just to be fair. Of a kind of government conspiracy or
24 some sort, you know. I mean again, I'm not saying that it is. I'm just
25 saying that's what he suggest. So I just need to, we just need to settle
26 that. As I said, I'm not pressing for it. I don't know about any other
27 observer. Maybe they can be asked of their opinion. Obviously if the
28 SUHAKAM themselves say, perhaps it's appropriate that he still be
29 given a chance to say what he wants to say in camera, of course I
30 won't object. And I will be prepared to agree to that, of course, as well.
31 Anyway, I have no property in the witness. Neither did we coach him
32 or whatever to say what he want to say, you know. It is really allow it
33 to unfold as this panel seem to be doing. We're not asking for a
34 statement and he signs, you know. There was a sense of just letting it
35 unfold.
36

1 **CHM** Every witness before we decide to subpoena, will have to go, undergo
2 an interview process by our officers for the obvious reasons that we
3 have to sure, be sure, to ensure that what the witness is going to say
4 at this inquiry will be of some relevance. So the keyword here is
5 relevance. So assisting officer, yes, interview, further interview Mr
6 Selvakumar to ensure that the thing that he was hesitant to say in
7 public, what, but, would be agreeable to him to say in camera is of
8 relevance. So if having interviewed him, it is of no relevance, then
9 that's the end of the matter. So that's what we are getting to. Yes?

10

11

[11:15AM]

12

13 **SK** Yes, Dato', we will record his statement further to the statement that
14 we have recorded. And we'll make assessment of the relevance of the
15 information.

16

17 **PK** That's the best course, yes.

18

19 **CHM** Ok.

20

21 **PK** Much obliged.

22

23 **CHM** Right. So we'll proceed with W6, Witness No.6.

24

25 **MFR** Assalamualaikum. Selamat pagi Ibu Ram Ram.

26

27 **RAM** Pagi.

28

29 **MFR** Sebelum memulakan, boleh baca akuan sumpah?

30

31 **RAM** Assalamualaikum. Bahawasanya saya, Ibu Ram Ram Elisabeth,
32 dengan sesungguhnya dan suci hati mengaku dan berikrar bahawa
33 segala keterangan yang akan saya berikan dalam siasatan terbuka ini
34 adalah benar, tiada lah apa-apa yang tidak benar melainkan benar
35 belaka.

36

37 **Examination-in-chief of Ram Ram Elisabeth by Mohd Faiz Bin Abd Rahman**

1 Time : 11:16AM

2

3 **MFR** Terima kasih, Ibu Ram Ram. Saya akan bertanyakan soalan dan
4 minta Ibu Ram Ram pandang ke panel untuk menjawab soalan.
5 Terima kasih. Soalan pertama, boleh Ibu Ram Ram terangkan sedikit
6 latar belakang Ibu Ram Ram, umur, alamat tempat tinggal dan
7 pekerjaan?

8

9 **RAM** Ya.

10

11 **CHM** Nama.

12

13 **MFR** Nama.

14

15 **RAM** Nama saya Ram Ram Elisabeth. Nombor pasport saya, B9485047.
16 Saya beralamat di Dusun Pasar 1, Desa Padang Cermin, Kecamatan
17 Selesai, Kabupaten Langkat, Sumatera Utara, Indonesia. Saya
18 bekerja sebagai guru di tadika, beralamat di Jalan Bilik Kuala, Dusun
19 Beringin, Desa Padang Cermin. Dan saya tujuh adik beradik dan kak
20 Ruth Sitepu adalah kakak kandung saya. Joshua adalah abang ipar
21 saya.

22

23 **MFR** Apakah hubungan Joshua dan Ruth?

24

25 **CHM** Puan, nombor berapa adik beradik? Tujuh orang, ya?

26

27 **RAM** Kami lapan.

28

29 **CHM** Lapan adik beradik?

30

31 **RAM** Saya No.5.

32

33 **CHM** No.5.

34

35 **MFR** Ruth No.4.

36

37 **CHM** Dan Ruth?

1
2 **RAM** No.4.
3
4 **CHM** No.4. Ok.
5
6 **MFR** Boleh Ibu Ram Ram jelaskan hubungan Joshua dan Ruth?
7
8 **RAM** Joshua dan Ruth sudah bernikah. Suami isteri.
9
10 **MFR** Pada bila?
11
12 **RAM** 2004, di sini.
13
14 **MFR** Kahwin di mana? Di mana mereka bernikah?
15
16 **RAM** Setahu saya di Malaysia.
17
18 **MFR** Di Malaysia? Ibu Ram Ram ingat tarikh mereka bernikah? Tidak
19 ingat? Ibu Ram Ram –
20
21 **CHM** Hold on, hold on, hold on. Pasti ya, berkahwin di Malaysia dan
22 bukannya di Indonesia? Pasti?
23
24 **RAM** Bukan.
25
26 **CHM** Pasti? Pasti?
27
28 **RAM** Bukan. Ya. Di Indonesia hanya dilakukan perkahwinan adat. Adat
29 tradisional Indonesia.
30
31 **CHM** Di Indonesia pun ada perkahwinan? Perkahwinan adat.
32
33 **RAM** Adat. Itu tahun 2006.
34
35 **CHM** Ya. Apa dimaksudkan dengan perkahwinan adat? Adakah
36 perkahwinan ikut adat atau perkahwinan mengikut agama Kristian?
37 Apa maksudnya perkahwinan adat itu?

1
2 **RAM** Dia kalau udah bernikah secara Kristian, dia harus, kerana kami Suku
3 Karo adat, jadi harus diadati Suku Karo, Batak.
4
5 **CHM** Suku Karo? Batak? Ok.
6
7 **RAM** Jadi di sana, Joshua harus dibuatkan Marga kerana Ruth Marga
8 Sitepu, Joshua Marga Bagun.
9
10 **CHM** Apa itu maksud Marga? Poor her.
11
12 **PM2** We can ask the counsel, just to help.
13
14 **DBA** Can I assist?
15
16 **PM2** The counsel will help.
17
18 **DBA** Your Excellency, can I assist?
19
20 **CHM** Yes.
21
22 **DBA** So Marga means is a family names which is, it's very traditional in
23 Batak that every person that has a Batak blood is have a family name.
24 And Sitepu is a family name in Batak and also Miss Sis Ram Ram
25 mentioned that Mr Joshua also have a family name of Batak which is,
26 which Bagun. The name is Bagun.
27
28 **CHM** I see. What's her family name?
29
30 **DBA** Her family name is Sitepu.
31
32 **CHM** He joins a family. Why doesn't he adopt the same family name?
33
34 **DBA** Because it's impossible to marry the same family name.
35
36 **CHM** I see.
37

1 **DBA** Yes.
2
3 **PM2** I see.
4
5 **DBA** So in regard with the marriage as well, Iman has a photograph of
6 marriage process which took in Malaysia. Thank you. Thank you, Your
7 Excellency.
8
9 **CHM** I see. So the marriage in Indonesia is adat marriage? Adat?
10
11 **DBA** Yes, traditional marriage.
12
13 **CHM** Traditional marriage, yes. Ok, can.
14
15 **PM1** Can I ask? Just one question.
16
17 **DBA** Ok, Madam.
18
19 **PM1** How did Joshua get his Marga Bagun?
20
21 **DBA** It's because in the traditional marriage, when Batak, Bataknese have
22 to marry with other people outside Bataknese. So the, this adat people
23 outside Bataknese have to gain Bataknese name, family name.
24
25 **CHM** But Joshua is from Malaysia.
26
27 **DBA** Yes. That's why he considered as outside Bataknese.
28
29 **PM1** Oh, ok. So Bagun is an outside...
30
31 **DBA** No, Bagun is a Bataknese.
32
33 **PM1** Right.
34
35 **DBA** So if you want to marry a Bataknese, you have to be part of
36 Bataknese as well, Bataknese culture as well. So that why everyone

1 outside Bataknese tribe, if he or she marry Bataknese people, he or
2 she have to gain Bataknese family name.
3
4 **PM2** They are given.
5
6 **DBA** Can you follow?
7
8 **PM1** So who gave it to them?
9
10 **PM2** No, they are given in order for them to qualify to have a marriage. It's
11 a need.
12
13 **PM1** So now they are, now they become Batak?
14
15 **PM2** Yes.
16
17 **PM1** Joshua is a Batak now?
18
19 **PM2** Joshua is a Batak, yes.
20
21 **DBA** Joshua... yes.
22
23 **PM1** Oh, ok.
24
25 **CHM** So what's the surname?
26
27 **DBA** Bagun.
28
29 **CHM** Bagun
30
31 **PM2** Bagun.
32
33 **CHM** Ok. Who decides to choose the appropriate surname? Who decides,
34 you know, in the kampung? Who decides to have the appropriate
35 surname for Joshua? The name Bagun. Where does... why Bagun,
36 why not other? Who decides?
37

1 **DBA** I'm sorry, Your Excellency, can you please ask the witness directly? I
2 mean in Malay.
3
4 **CHM** Puan.
5
6 **PM1** Ibu.
7
8 **CHM** Ibu. Ya. Nama Marga, Bagun, ya?
9
10 **RAM** Joshua?
11
12 **CHM** Untuk Joshua, Bagun?
13
14 **RAM** Ya.
15
16 **CHM** Bagaimana nama Marga Bagun ini dipilih? Siapa yang memilih?
17
18 **RAM** Orang tua kami. Kerana mamak dia Bagun.
19
20 **PM1** Mamak –
21
22 **RAM** Jadi mengikuti Marga mamak.
23
24 **PM1** Mamak siapa?
25
26 **RAM** Mamak saya dan Ruth.
27
28 **PM1** Ok. Nama dari Bagun?
29
30 **RAM** Ya.
31
32 **PM1** Sebab Joshua adalah dari Malaysia, kan?
33
34 **RAM** Ya.
35
36 **PM1** Jadi bila Malaysia, maka dia enggak ada Marga?
37

1 **RAM** Ya.
2
3 **PM1** Jadi keluarga... so it's their family that determines.
4
5 **CHM** I see. What is mamak?
6
7 **PM1** Mamak itu siapa?
8
9 **CHM** Mamak. Mamak is?
10
11 **PM1** Mamak, ibu or?
12
13 **RAM** Ibu, ibu.
14
15 **PM2** Ibu, ibu.
16
17 **PM1** Oh, ibu, ok.
18
19 **PM2** Mother, mother.
20
21 **CHM** Oh, mother.
22
23 **PM1** Oh, ok.
24
25 **RAM** Mother.
26
27 **CHM** Mother.
28
29 **PM1** Ok.
30
31 **CHM** Ok. Terus, ya.
32
33 **RAM** Mother Sitepu, mother Bagun.
34
35 **PM2** Ok.
36
37 **CHM** I see. Teruskan, ya. Teruskan, ya.

1
2 **MFR** Ok, Ibu Ram Ram beritahu kepada panel bahawa Joshua dan Ruth
3 berkahwin di Malaysia dan perkahwinan istiadat berlangsung di
4 Indonesia.
5
6 **RAM** Ya.
7
8 **MFR** Perkahwinan di Indonesia berlangsung pada tanggal berapa?
9
10 **RAM** Tanggalnya kurang pastilah, tapi tahun 2006.
11
12 **MFR** Panels, we have document to tenders.
13
14 **CHM** This are Malaysian or the Indonesian?
15
16 **MFR** The Indonesian.
17
18 **CHM** I see. Exhibit?
19
20 **MFR** 7.
21
22 **CHM** 7. Ok.
23
24 **MFR** Ok. Ibu Ram Ram, boleh jelaskan sijil, sijil ini sijil apa? Boleh jelaskan
25 dokumen ini?
26
27 **RAM** Catatan sijil, catatan perkahwinan.
28
29 **CHM** Cakap kuat-kuat, ya? Bagi semua dengar.
30
31 **RAM** Ini adalah pencatatan sijil kutipan akta perkahwinan.
32
33 **MFR** Ibu Ram Ram tahu ini dokumen apa?
34
35 **RAM** Akta perkahwinan.
36
37 **MFR** Ini adalah sijil perkahwinan di antara Joshua dan Ruth? Ya atau tidak?

1
2 **RAM** Ya.
3
4 **MFR** So di sini dimaklumkan bahawa Joshua dan Ruth berkahwin pada
5 14.10.2004.
6
7 **RAM** Di Batam.
8
9 **MFR** Ok. Adakah ini istiadat yang dimaksudkan –
10
11 **CHM** Hold on, hold on.
12
13 **MFR** Ok.
14
15 **CHM** She hasn't said yes or no, kan? 2004.
16
17 **DBA** Ok.
18
19 **CHM** What do you call this? What do you call?
20
21 **DBA** Can I assist, Your Excellency? Yes.
22
23 **CHM** Call, what do you call?
24
25 **DBA** This document is authorised marriage certificate from Indonesian
26 government. So –
27
28 **CHM** So for her benefit, what will they call, there?
29
30 **DBA** Ok. So –
31
32 **CHM** Sijil pernikahan? What will –
33
34 **DBA** Sijil pernikahan. This sijil is actually authorised sijil given by
35 Indonesian government.
36
37 **CHM** They use the word sijil as well?

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DBA Yes. So the one that mentioned by Ram Ram is actually a traditional marriage that doesn't need this sijil.

CHM Yes –

DBA So there's a two process marriage in Indonesia. If you want to make it authorised, you have to come to religion institution in Indonesia to record the marriage process which mean, which proven by this document. And after that, for the traditional marriage process, they only gather around family only.

CHM So as a matter of law in Indonesia, this is marriage certificate?

DBA Yes.

CHM This is marriage certificate?

DBA Yes.

CHM Yes. And they've gone through a process of an adat marriage.

DBA Yes.

CHM Followed by a registration with the relevant authority.

DBA Yes.

CHM They issued this certificate?

DBA Sure, yes.

PM1 Can I ask?

CHM Yes, sure.

PM1 Ibu, tadi ibu kata yang mereka berkahwin di Malaysia, kan?

1
2 **RAM** Ya.
3
4 **PM1** Betul? Dua kali kami tanya tadi. Ok. Tapi kalau menurut daftar kutipan
5 akta perkahwinan ini, ini dikatakan berlangsung di Batam.
6
7 **RAM** Kerana dia bilang sama kami, saya hendak menikah, dia bilang begitu
8 aja. Kami... kerana dia, kerana kami tahu dia di Malaysia, ya, kami
9 rasa dia di Malaysia begitu.
10
11 **PM1** Oh. Tapi enggak tahu –
12
13 **RAM** Kami keluarga kan enggak ada yang datang.
14
15 **PM2** Ibu Ram Ram, yang mereka telah dilangsungkan di hadapan pemuka
16 agama Kristian di Gereja Bethel Indonesia, Batam. Adakah Ibu Ram
17 Ram hadir waktu upacara untuk mendapat sijil ini? Tidak, ya?
18
19 **RAM** Tidak.
20
21 **CHM** Hold on, hold on, hold on. En Faiz, be careful because certain things,
22 she might not have knowledge.
23
24 **PM2** Yes.
25
26 **MFR** Yes.
27
28 **CHM** You have to, you know, ask her question very carefully lah, step by
29 step, yes. You know, you show her, she has no knowledge about this
30 that's why she cannot answer you, kan. Yes.
31
32 **MFR** Ok.
33
34 **CHM** You cannot assume that she knows, you know. You know. Yes.
35
36 **MFR** Ok. Apologies, panel.
37

1 **CHM** You have to be creative, yes.
2
3 **MFR** Ok. Soalan seterusnya, Ibu Ram Ram.
4
5 **CHM** Ok, can you, for the benefit of the audience, read out what's written
6 here. Read out.
7
8 **MFR** Ok.
9
10 **PM2** It's on the screen.
11
12 **PM1** It's on the screen.
13
14 **CHM** Oh, I see. Yes, ok, never mind. Read out, read out, yes.
15
16 **MFR** Ok. 'Kutipan akta perkahwinan. Dari daftar kahwin menurut
17 STBLD1898, No.158 di Batam, ternyata bahawa di Batam, Kota
18 Batam, pada tanggal 14hb Oktober, hari Khamis, jam 10:30AM, wtwid
19 tahun 2004, telah dicatatkan perkahwinan antara seorang laki-laki
20 warganegara Malaysia yang bernama Hilmy Bin Hanim, pasport
21 nombor 010121622 dan seorang perempuan warganegara Indonesia
22 yang bernama Ruth yang telah dilangsungkan di hadapan pemuka
23 agama Kristian yang bernama Pendeta Irwan Franciscus
24 (11:30:49AM) pada tanggal 09.10.2004 di Gereja Bethel Indonesia,
25 Batam. Kutipan ini sesuai dengan keadaan hari ini, Khamis, Batam,
26 tanggal 14.10.2004'.
27
28 **[11:30AM]**
29
30 **CHM** Right. You have to ask her first whether has she ever seen this before.
31 For all you know, haven't seen before, kan. Haven't seen this before,
32 yes. And if she said yes, you need to ask her. According to this, they
33 were married in Batam. Are you aware they were... so, yes. Go
34 ahead, yes.
35
36 **MFR** Apologies. Ok. Ibu Ram Ram, adakah pernah melihat dokumen ini?
37

1 **RAM** Tidak.
2
3 **MFR** Tak pernah, ok.
4
5 **CHM** Tak pernah?
6
7 **RAM** Tak.
8
9 **CHM** Sebelum hari ini tak pernah melihat? Ok.
10
11 **MFR** Soalan seterusnya –
12
13 **CHM** No, you've got to ask her. Tell her what's inside the document. Tell
14 that this is in Batam, do you know the marriage took place in Batam.
15
16 **MFR** Ok. Adakah Ibu Ram Ram tahu sama ada perkahwinan ini
17 berlangsung pada tarikh tersebut?
18
19 **CHM** What is it, what tarikh?
20
21 **MFR** 09.10.2014.
22
23 **CHM** 204.
24
25 **DBA** 2004.
26
27 **CHM** What's the date?
28
29 **MFR** 14.10.2004. Ok, maaf. Ok. Perkahwinan dilangsungkan pada
30 14.10.2004. Adakah Ibu Ram Ram tahu?
31
32 **RAM** Saya tahu dia udah bernikah, itu aja. Dia khabar kami keluarga, saya
33 akan bernikah.
34
35 **CHM** Dan mengikut dokumen ini, pernikahan agama Kristian berlangsung di
36 Batam, Indonesia. Pernah mengetahui pasal ini? Perkahwinan
37 mereka di Batam?

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RAM Saya enggak tahu. Saya tahu ianya dia ada di Malaysia.

CHM Ok, right, yes.

MFR Ibu Ram Ram, di dalam dokumen ini menyatakan seorang individu bernama Hilmy bin Hanim. Pasport nombor A10121622. Adakah ini Joshua Hilmy?

RAM Ya.

MFR Adakah ahli keluar Ruth tahu bahawa Joshua Hilmy merupakan seorang Islam sebelum dia berkahwin?

RAM Kami tahu semua dia dulunya seorang Islam kerana Joshua sendiri yang cerita. Waktu dia datang ke Medan, waktu melakukan perkahwinan adat.

MFR Ok. Seperti Ibu Ram Ram maklumkan, Ibu Ram Ram tidak ingat tahun bila dan tarikhnya, pertama kali Joshua datang ke Indonesia?

RAM Pada bulan Mac 2006.

MFR So pada bulan Mac 2006, Joshua Hilmy pertama kali datang ke Indonesia?

RAM Ya.

CHM Dan melangsungkan perkahwinan adat?

RAM Ya.

CHM Ok, right.

PM2 Bukan pertama ke Indonesia. She can only know pertama kali datang ke kampung, ya, di tempat ibu.

1 **RAM** Ya.
2
3 **PM2** Ya.
4
5 **RAM** Pertama kali kenal Joshua Hilmy.
6
7 **MFR** Adakah itu ke rumah?
8
9 **RAM** Ya.
10
11 **MFR** Boleh Ibu Ram Ram jelaskan lagi masa kehadiran Joshua ke
12 Indonesia, apa yang berlaku? Ke rumah Ibu Ram Ram?
13
14 **RAM** Maksudnya?
15
16 **MFR** Masa pada tahun 2006, Joshua Hilmy datang ke rumah Ibu Ram
17 Ram, apakah yang berlaku?
18
19 **RAM** Sebelumnya kan Kak Ruth cerita bahawasanya dia akan datang
20 bersama suaminya. Jadi lepas dia datang, Joshua cerita
21 bahawasanya dia seorang, dulu seorang, dialah seorang Melayu dan
22 seorang Islam. Dan dia sudah menjadi Kristian sebelum dia menikah
23 dengan Ruth. Dia cerita seperti itu. Lalu cerita sama father and
24 mother. Lalu father and mother bilang bahawasanya harus diadakan
25 pernikahan adat supaya keluarga di kampung semua tahu
26 bahawasanya Ruth dan Joshua memang sudah bernikah. Supaya
27 secara adat diakui begitu.
28
29 **MFR** So adakah perkahwinan adat itu berlangsung pada tahun yang sama?
30
31 **RAM** Ya, 2006.
32
33 **MFR** 2006. Ok. Ibu Ram Ram, adakah Joshua bagi tahu kepada keluarga
34 apakah pekerjaannya?
35
36 **RAM** Dia bilangnya pastor.
37

1 **MFR** Sebagai pastor. Sewaktu kehadiran Joshua dan Ruth, pulang ke
2 rumah pada tahun 2006, Ruth bekerja sebagai?
3
4 **RAM** Sudah... pastor juga.
5
6 **MFR** Pastor juga. Adakah Ibu Ram Ram tahu, Joshua dan Ruth bekerja
7 sebagai pastor di gereja mana?
8
9 **RAM** Enggak tahu.
10
11 **MFR** Enggak tahu.
12
13 **CHM** Ibu tahu bila Ruth meninggalkan rumah untuk ke Malaysia, tahun bila?
14
15 **RAM** Pertama kalinya? Tahun 2000.
16
17 **CHM** Tahun 2000?
18
19 **RAM** Ya.
20
21 **CHM** Dengan tujuan?
22
23 **RAM** Bekerja di Ipoh, Perak, menjahit.
24
25 **CHM** Menjahit, ok.
26
27 **RAM** Ya.
28
29 **CHM** Semasa di Malaysia, berapa kerap balik ke kampung?
30
31 **RAM** Setelah dua tahun, balik. Lalu balik lagi, kerja lagi.
32
33 **CHM** 2000?
34
35 **RAM** Ya.
36
37 **CHM** Ok, ya.

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MFR Ibu Ram Ram bagi tahu kepada panel pada tahun 2006 Joshua dan Ruth telah datang ke Indonesia. Apakah mereka selalu melawat ke Indonesia selepas daripada tahun 2006?

RAM Pada tahun 2006, juga datang. Lepas itu 2007, juga datang lepas mother sakit. Lepas mother sakit, meninggal, dia masih di sana, lalu balik lagi ke Malaysia. Dan terakhir Ruth pulang ke Indonesia pada saat father meninggal, tanggal 25.12.2009. Itu hanya Ruth yang pulang. Setelah satu minggu, tanggal 25hb, father meninggal, tanggal 26hb nya, Ruth sampai di kampung. Satu minggu di sana, Ruth pulang balik lagi ke Malaysia. Itu kali terakhir kami berjumpa dengan Ruth. Tahun 2009.

MFR Tahun –

CHM Disember?

RAM Ya.

CHM Disember?

RAM Disember 2009.

CHM Kali terakhir, ya?

RAM Ya, jumpa sama Ruth.

PM2 Maksudnya Ibu yang kali terakhir, Ibu Ram Ram yang jumpa atau ahli keluarga lain pun itu kali terakhir?

RAM Ya, ahli keluarga semua.

PM2 Pasti yang tidak ada keluarga yang pernah ketemu lepas sesudah itu?

RAM Enggak ada.

1 **PM2** Ok, thank you.
2
3 **MFR** Ok, Ibu Ram Ram, sebelum tahun 2004, adakah sebelum tahun
4 2000... dia mula berhijrah ke Malaysia tahun 2000. Tahun... Dia mula
5 datang ke Malaysia pada tahun?
6
7 **RAM** 2000.
8
9 **MFR** 2000, ok. Pada tahun 2000 sehingga 2004, adakah Ruth selalu
10 datang pulang ke kampung, di Indonesia?
11
12 **RAM** Enggak. Setelah dua tahun selesai kontraknya baru pulang ke
13 Indonesia.
14
15 **MFR** Ibu Ram Ram, adakah Ibu mengenali ahli keluarga atau kenalan
16 Joshua Hilmy?
17
18 **RAM** Tidak.
19
20 **MFR** Tidak pernah berjumpa seseorang pun?
21
22 **RAM** Tidak.
23
24 **MFR** Adakah Joshua pernah berceritakan mengenai keluarganya?
25
26 **RAM** Dia cuma cerita seperti tadi. Dia Melayu, dulunya Muslim. Sekarang
27 dah berpindah ke Kristian, kata macam itu.
28
29 **CHM** Masa perkahwinan adat, 2006, di kampung, Joshua datang seorang
30 saja ataupun ada ahli-ahli keluarga dari Malaysia?
31
32 **RAM** Tidak. Hanya –
33
34 **CHM** Seorang saja?
35
36 **RAM** Hanya berdua dengan Ruth.
37

1 **CHM** Berdua dengan Ruth sahaja?
2
3 **RAM** Ya.
4
5 **CHM** Ok.
6
7 **MFR** Ibu bagi tahu tadi kali terakhir Ruth dan Joshua hadir ke Indonesia
8 pada 2009.
9
10 **RAM** Ya.
11
12 **MFR** Selepas itu bagaimana komunikasi antara keluarga dan Ruth?
13
14 **RAM** Kami selalu komunikasi melalui telefon, ya, sebulan sekali, kadang
15 dua kali, kadang sebulan.
16
17 **MFR** Adakah Ruth ataupun Joshua yang menghubungi ibu ataupun ahli
18 keluarga yang lain?
19
20 **RAM** Yang biasa menghubungi, Metia, anak Kakak Cermin, kakak ketiga
21 kami. Lepas itu Hayati, anak kakak pertama, Greeny (11:41:46AM).
22 Terus Rosmawati, isteri dari Iman.
23
24 **MFR** Dengan Ibu sendiri?
25
26 **RAM** Orangnya sering, kami seringnya kan call, nanti Kak Ruth katanya
27 mahu menelefon, katanya. Jadi kami kumpul di rumah Kak Ruth... Kak
28 Cermin Jadi kami situ nanti, bergantian telefon sama, cerita, bagi
29 cerita sama Ruth.
30
31 **MFR** Alright. Jadi Ibu kali terakhir berkomunikasi dengan Ruth, Ibu ingat?
32 Melalui telefon?
33
34 **RAM** Ya, 2006 begitu... 2016.
35
36 **MFR** Tanggal?
37

1 **RAM** November 2016. Kali terakhir dia buat post, tanggal 21.11.2016.
2
3 **MFR** Ibu maksudkan post?
4
5 **RAM** Dia sering sama Metia.
6
7 **MFR** Maksud –
8
9 **RAM** Di Facebook, apa gitu.
10
11 **MFR** So –
12
13 **CHM** Post? Did you mention post?
14
15 **MFR** Post.
16
17 **CHM** Post apa?
18
19 **MFR** Post –
20
21 **CHM** Apa maksud post?
22
23 **RAM** Di Facebook. Facebook.
24
25 **PM2** Facebook.
26
27 **PM1** Facebook.
28
29 **CHM** Facebook?
30
31 **PM2** Facebook.
32
33 **RAM** Ya.
34
35 **CHM** Sapa itu? Ruth ataupun Joshua?
36
37 **RAM** Ruth.

1
2 **CHM** Ruth? Di Facebook dengan siapa itu? Dengan?
3
4 **RAM** Metia.
5
6 **CHM** Media?
7
8 **PM1** Matia?
9
10 **RAM** Anak kakak. Kak Cermin, kakak ketiga kami.
11
12 **CHM** Anak kakak?
13
14 **RAM** Ya.
15
16 **PM1** Ok.
17
18 **CHM** Media namanya?
19
20 **RAM** Metia.
21
22 **PM2** Metia, M-E-T-I-A.
23
24 **PM1** Metia, Metia.
25
26 **CHM** Ok.
27
28 **MFR** Ok. Ibu Ram Ram, Ibu maklumkan kali terakhir Ruth berhubung
29 dengan Metia, anak kepada?
30
31 **RAM** Kakak ketiga, Kak Cermin.
32
33 **MFR** Cermin, baik. Adakah Ruth memaklumkan apa-apa perkembangan
34 ataupun information?
35
36 **RAM** Tidak.
37

1 **MFR** Tidak –
2
3 **RAM** Dia selalu aja cerita tentang gembira, gembira, gitu aja. Kadang kami
4 disuruh datanglah Malaysia, gitu. Kami, tapi kami, nanti lah, kami
5 ulang begitu.
6
7 **MFR** Bagaimana pula dengan Joshua Hilmy? Adakah Joshua berhubung
8 dengan salah seorang ahli keluarga Ibu Ram Ram?
9
10 **RAM** Biasanya kalau Ruth telefon, kan ada Joshua. Joshua, ya, bagi cerita
11 juga, begitu.
12
13 **MFR** Baik. Ibu Ram Ram, bila... bagaimanakah Ibu Ram Ram tahu
14 mengenai kehilangan Ruth?
15
16 **RAM** Kami tahunya dari... Ada isterinya Iman telefon. Dia telefon sama
17 abang sepupu kami, Guna Sitepu. Dia punya anak di Malaysia. Dia
18 sering telefon sama Ruth. Katanya ini, aku sama Ruth udah hilang
19 kontak. Dia telefon enggak bisa lagi, katanya begitu. Lalu isteri Iman
20 cuba telefon, tapi enggak bisa. Dah itu, Iman bagi cerita kami, sama
21 kami keluarga semua.
22
23 **MFR** Jadinya anak Guna Sitepu memaklumkan kepada Iman?
24
25 **[11:45AM]**
26
27 **RAM** Anak Guna Sitepu cerita sama Guna, sama bapanya di Medan. Guna
28 cerita sama isteri Iman. Baru Iman cerita sama kami semua keluarga.
29
30 **MFR** Pada bila, kalau Ibu ingat?
31
32 **RAM** November 2016, begitu.
33
34 **MFR** Tanggal? Tak pasti?
35
36 **RAM** Tak ingat. Tak pasti.
37

1 **CHM** Di Malaysia, di Malaysia, Ruth, Ruth, ya, ataupun keluarga kamu, ada
2 keluarga di Malaysia? Selain daripada Ruth? Atau rakan Indonesia di
3 Malaysia, selain dari Ruth? Ada ke?
4
5 **RAM** Ya, cuma anak Guna Sitepu itu.
6
7 **CHM** Anak Guna?
8
9 **RAM** Guna Sitepu, abang sepupu kami.
10
11 **CHM** I see. Siapa namanya?
12
13 **RAM** Harry.
14
15 **CHM** Harry, ya? Dan kamu tahu dia memang berada di Malaysia? Tahu?
16
17 **RAM** Ya.
18
19 **CHM** Adakah mereka selalu berhubung, Harry dengan Ruth?
20
21 **RAM** Ya.
22
23 **CHM** Biasa berhubung?
24
25 **RAM** Ya.
26
27 **CHM** Komunikasi?
28
29 **RAM** Ya.
30
31 **CHM** Ruth di Ipoh, ya? Ruth di Ipoh, kan? Tinggal di Ipoh?
32
33 **RAM** Di Kg Tunku, Petaling.
34
35 **CHM** Tak, tak. Mula-mula datang.
36
37 **RAM** Dulu di Ipoh.

1
2 **CHM** Di Ipoh, ya.
3
4 **RAM** Perak. Pertama, kerja.
5
6 **CHM** Kemudian sudah berkahwin dengan Joshua, datang ke Kg Tunku?
7
8 **RAM** Ya.
9
10 **CHM** Bagaimana dengan Harry? Harry tinggal di mana di Malaysia?
11
12 **RAM** Kami sekarang enggak tahu. Enggak bisa kontak.
13
14 **CHM** Oh. Jadi cerita sekali lagi, siapa yang bagi tahu sudah lama tak dapat
15 menghubungi Ruth? Siapa? Harry ke ataupun –
16
17 **RAM** Harry. Harry telefon bapanya, Guna. Baru –
18
19 **CHM** Bapanya, Guna.
20
21 **RAM** Ya, bapa –
22
23 **CHM** Memberitahu? Memberitahu?
24
25 **RAM** Isterinya Iman. Adik. Baru Iman cerita sama kami keluarga.
26
27 **CHM** Ok, apa diceritakan?
28
29 **RAM** Kata si Harry, dia udah enggak bisa kontak sama Ruth, begitu.
30
31 **CHM** Harry bagi tahu tak berapa lama sudah tak dapat kontak dengan
32 Ruth?
33
34 **RAM** Tak bilang.
35
36 **CHM** Tak, ok. Dan maklumat ini bila? Yang Harry bagi tahu, Harry bagi tahu
37 siapa?

1
2 **RAM** Di mana?
3
4 **CHM** Harry bagi tahu siapa? Yang –
5
6 **PM1** Guna, Guna, bapa –
7
8 **RAM** Bapanya.
9
10 **CHM** Bapanya?
11
12 **RAM** Father, father.
13
14 **CHM** Harry bagi tahu father nya?
15
16 **RAM** Father in Medan.
17
18 **CHM** Sudah lama tidak dapat...
19
20 **RAM** Ya.
21
22 **CHM** Ya. Bila itu dia bagi tahu father nya dia sudah putus hubungan
23 komunikasi dengan Ruth, bila?
24
25 **RAM** November.
26
27 **CHM** November?
28
29 **RAM** November 2017... 2016.
30
31 **CHM** 21hb? 21hb ke?
32
33 **RAM** Ya, ya.
34
35 **CHM** 21hb November?
36
37 **PM1** No, November.

1
2 **PM2** No, no, this bulan November.
3
4 **CHM** Bulan November?
5
6 **RAM** Ya.
7
8 **CHM** Ok.
9
10 **PM2** 2016.
11
12 **CHM** 2016.
13
14 **RAM** 2016.
15
16 **CHM** Ok. Carry on, ya.
17
18 **PM1** Ibu, kami nak dapatkan kepastian tarikh, ya. Kapan bapa seperti Guna
19 memberi tahu Iman? Ibu ingat?
20
21 **RAM** 'Pada Disember 2016 saya telah diberitahu oleh Iman bahawa
22 isterinya, Rosmawati, telah menerima telefon daripada abang sepupu
23 kami, Guna Sitepu, yang berada di Medan. Dia beritahu saya bahawa
24 anaknya di Malaysia telah hilang kontak dengan Ruth sejak November
25 2016'.
26
27 **PM1** Sejak November?
28
29 **RAM** Dia beritahu Disember.
30
31 **PM1** Sebulan.
32
33 **CHM** Ya.
34
35 **MFR** Ibu Ram Ram, ahli keluarga sedar kehilangan Ruth pada Disember
36 2016?
37

1 **RAM** Ya.
2
3 **MFR** Sebelum kehilangannya, Ibu Ram Ram, adakah pernah ahli keluarga
4 tahu yang Ruth ataupun Joshua pernah terima sebarang ancaman
5 ataupun ugutan?
6
7 **RAM** Enggak, dia enggak pernah cerita. Enggak tahu.
8
9 **MFR** Selanjutnya, Ibu Ram Ram, selepas mengetahui kehilangan Ruth dan
10 Joshua, apakah tindakan selanjutnya daripada Ibu Ram Ram?
11
12 **RAM** Kami tidak bisa berbuat apa-apa. Kerana kami tidak tahu harus
13 berbuat apa dan kami tidak ada kenal di Malaysia. Jadi kami cuma
14 merasa sedih, tapi tidak tahu harus berbuat apa.
15
16 **MFR** Adakah ibu ataupun ahli keluarga datang ke Malaysia?
17
18 **RAM** Pada tanggal 26.02.2018, kami datang, dan Iman ke Malaysia.
19
20 **CHM** Bila itu? Bila?
21
22 **RAM** 26.02.2018.
23
24 **CHM** Ada melaporkan kehilangan Ruth pada pihak berkuasa Indonesia?
25 Pemerintah, ada bagi tahu?
26
27 **RAM** Ada. Ada, cuma bisa disarankan sama peguam di sana, harus
28 melapor di polis di Malaysia, kerana Ruth hilang di Malaysia. Makanya
29 kami ke mari. Ke kantor, ke polis Malaysia.
30
31 **CHM** Siapa yang menasihat ini? Polis Indonesia?
32
33 **RAM** Peguam di sana, peguam di sana.
34
35 **CHM** Oh, kamu menghubungi peguam?
36
37 **RAM** Ya.

1
2 **CHM** Bukan polis di sana?
3
4 **RAM** Bukan.
5
6 **MFR** Jadinya Ibu Ram Ram, sebelum datang ke Malaysia telah merujuk
7 kepada peguam dahulu.
8
9 **RAM** Ya.
10
11 **MFR** Dan peguam menyarankan supaya laporan polis dibuat di Malaysia?
12
13 **RAM** Kerana Ruth hilang di Malaysia.
14
15 **MFR** Di Indonesia sendiri adakah Ibu Ram Ram membuat laporan polis?
16
17 **RAM** Iman yang sudah buat laporan polis di Mabes Polri, Jakarta.
18
19 **MFR** Iman –
20
21 **RAM** Tapi setelah kami pulang dari Malaysia.
22
23 **MFR** Jadi laporan pertama dibuat di Malaysia? Laporan –
24
25 **RAM** Di Malaysia, ya.
26
27 **MFR** Pada tanggal? 20?
28
29 **RAM** 28.02.2018.
30
31 **CHM** What is that?
32
33 **MFR** Laporan polis pertama dibuat pada 2000... 28.02.2018.
34
35 **CHM** 28hb Februari. Di... saya mahu dapat kepastian, di Malaysia atau di
36 Indonesia, laporan ini?
37

1 **RAM** Di Malaysia.
2
3 **CHM** Di Malaysia. Buat laporan di Malaysia. Ada buat beberapa laporan
4 polis di Indonesia? Tak bisa? Laporan polis di Indonesia?
5
6 **PM2** Bukan –
7
8 **RAM** Dia suruh ke mari dulu kerana Ruth hilangnya di Malaysia.
9
10 **CHM** Ya, saya tahu. Saya tahu, ya. Jadi laporan polis cuma di Malaysia
11 sahaja?
12
13 **RAM** Adik saya, Iman, buat di Indonesia juga.
14
15 **CHM** Oh, adik, Iman buat laporan polis di Malaysia?
16
17 **RAM** Iman, Ya.
18
19 **CHM** Bila itu?
20
21 **RAM** Tanggal 24hb Februari... saya kurang pasti tanggalnya. Tapi selepas
22 pulang dari Malaysia.
23
24 **CHM** Ok.
25
26 **RAM** Ya.
27
28 **CHM** Selepas pulang daripada Malaysia?
29
30 **RAM** Ya.
31
32 **CHM** Ok.
33
34 **PM1** Dibuat di mana itu? Di Medan?
35
36 **RAM** Di Jakarta. Mabes Polri, Jakarta.
37

1 **PM1** Terpaksa pergi ke Jakarta?
2
3 **RAM** Ya.
4
5 **PM1** Tidak boleh dibuat di Medan?
6
7 **RAM** Tidak.
8
9 **PM1** Sebelum itu, satu soalan. Bagaimana Ibu tahu, sebab Ibu
10 menggunakan perkataan hilang, sedangkan tadi disebut tidak dapat
11 kontak saja. Dua perkara berbeza, kan? Satu, kita tidak boleh
12 menghubungi seseorang. Satu, hilang. Bagaimana tak Ibu... mengapa
13 Ibu menggunakan perkataan hilang?
14
15 **RAM** Kerana biasa kan Ruth setiap bulan pasti hubungi kami.
16
17 **PM1** Ok.
18
19 **RAM** Ini di telefon, kut enggak bisa.
20
21 **PM1** Jadi itu bermakna dia hilang atau mungkin hampirnya kecurian.
22
23 **RAM** Bisa dua-dua kecurian sama Joshua. Terus waktu itu juga kami kan
24 datang ke rumahnya. Lihat rumahnya udah terbiar begitu lama dan
25 kami lihat baju-bajunya dan makanan di peti sejuk, dibuat banyak.
26
27 **PM1** Bila itu? Kapan, kapan?
28
29 **RAM** Tanggal 27.02.2018.
30
31 **PM1** Oh, semasa datang melapor?
32
33 **RAM** Ya.
34
35 **PM1** Ok.
36

1 **MFR** Ok. Ibu Ram Ram bagi tahu kepada panel, Ibu Ram Ram datang ke
2 Malaysia pada 26.02.2018? Ibu Ram Ram bersama siapa?
3
4 **RAM** Iman.
5
6 **MFR** Berdua saja?
7
8 **RAM** Ya.
9
10 **MFR** Di Malaysia, Ibu Ram Ram terus ke balai polis?
11
12 **RAM** Tanggal 28hb, ya. Tanggal 28hb Februari.
13
14 **MFR** Tanggal 28.02.2018, bersama Iman ke balai polis?
15
16 **RAM** Ya.
17
18 **MFR** Berdua sahaja?
19
20 **RAM** Bersama Pastor Eddie, sama Ms Huey (11:54:57AM).
21
22 **MFR** Siapakah –
23
24 **RAM** Peguam di sini juga.
25
26 **MFR** Siapakah yang tadi? Peguam?
27
28 **RAM** Ms Huey.
29
30 **CHM** Ms Huey, Huey.
31
32 **PM1** Kuey? Wei?
33
34 **RAM** Ms Huey, Huey.
35
36 **PM2** H, Huey.
37

1 **PM1** Ejaannya di mana, ingat tak? H-U? Ok, pastor tadi siapa namanya?
2
3 **RAM** Pastor Eddie.
4
5 **PM1** Eddie, pastor Malaysia ke, pastor Indonesia?
6
7 **RAM** Malaysia.
8
9 **PM1** Ok.
10
11 **MFR** Ibu Ram Ram, untuk confirmation. Ibu Ram Ram datang ke Malaysia
12 pada 26hb? 27hb, Ibu, 27hb Februari, Ibu Ram Ram pergi ke rumah
13 Joshua dan Ruth. Pada tanggal 28hb –
14
15 **RAM** Ke polis.
16
17 **MFR** Ke polis. Baik. Pada 27hb Februari, Ibu Ram Ram maklumkan pergi
18 ke rumah Joshua dan Ruth. Adakah Ibu Ram Ram masuk ke dalam
19 rumah?
20
21 **RAM** Masuk.
22
23 **MFR** Bagaimana Ibu Ram Ram masuk?
24
25 **RAM** Ada dibukakan kunci sama Peter.
26
27 **MFR** Peter?
28
29 **RAM** Peter, Peter.
30
31 **MFR** Bagaimana Ibu Ram Ram jumpa dengan Peter? Adakah Ibu Ram
32 Ram kenal Peter?
33
34 **RAM** Tidak. Kami kan sampai sini di hotel. Jumpa di hotel itu.
35
36 **MFR** Itu pertama kali Ibu Ram Ram berjumpa dengan Peter?
37

1 **RAM** Ya.

2

3 **MFR** Adakah dia memperkenalkan dirinya?

4

5 **RAM** Ya, dia bilang, saya kenal Ruth. Dia orang baik, katanya. Kita boleh
6 lihat rumahnya, katanya begitu.

7

8 **MFR** So pada 27.02.2018, Ibu Ram Ram bersama dengan Iman dan dua
9 peguam...

10

11 **RAM** Sama Peter aja.

12

13 **MFR** Sama Peter saja? Berapa orang?

14

15 **RAM** Peter, sama anaknya yang laki-laki.

16

17 **MFR** So totalnya empat orang?

18

19 **RAM** Ya.

20

21 **MFR** Rumah di mana? Rumah di mana?

22

23 **RAM** Rumah Ruth? Kg Tunku, Petaling Jaya.

24

25 **MFR** So pada tarikh tersebut, Ibu bersama Peter, Iman dan anak kepada
26 Peter pergi ke rumah Ruth dan Joshua. Di sana, apa yang Ibu Ram
27 Ram lihat?

28

29 **RAM** Yang kami lihat baju-bajunya masih semua di almarinya. Lepas itu,
30 bahan-bahan makanan di peti sejuk juga banyak, penuh. Dan
31 perhiasan-perhiasan Krismasnya pun masih banyak di situ.

32

33 **MFR** Di dalam rumah, adakah sesiapa yang tinggal?

34

35 **RAM** Tidak ada.

36

1 **PM1** Can I ask? Ok, Ibu, siapa yang urus segala aturan untuk datang ke
2 Malaysia?
3
4 **RAM** Ibu Imelda.
5
6 **PM1** Siapa Ibu Imelda?
7
8 **RAM** Kawan Ruth dari Jakarta. Kawannya, gereja, begitu. Kenalannya.
9
10 **PM1** Oh. Imelda menghubungi Iman?
11
12 **RAM** Keluarga.
13
14 **PM1** Keluarga. Dan bagaimana, ya? Saya belum faham lagi. Ibu Imelda
15 menghubungi, jadi?
16
17 **RAM** Ibu Imelda datang ke Medan.
18
19 **PM1** Ok.
20
21 **RAM** Terus cerita sama kami tentang kehilangan Kak Ruth. Waktu kami
22 dengar ceritanya, kami semua sedih.
23
24 **PM1** Tenang dulu, Ibu. Tak apa. Tenang, tenang.
25
26 **RAM** Dan kami merasa memang sudah benar, benar kehilangan Kak Ruth.
27 Dan kami tidak tahu berbuat apa-apa. Saya dan kakak saya, Kak
28 Cermin, bisa menangis. Kerana kami tidak ada kenal keluarga di
29 Malaysia. Kami tidak tahu harus minta tolong sama siapa. Kami
30 merasa apakah kami masih mungkin berjumpa dengan saudara kami,
31 Ruth. Hanya itu yang ada dalam fikiran kami. Makanya disuruh kami
32 datang Malaysia. Kami berusaha untuk datang dan hadir di sini. Dan
33 semuanya itu yang urus, Ibu Imelda.
34
35 **MFR** Ok, Ibu Ram Ram. Ok. Boleh teruskan? Ok. Ibu Ram Ram bagi tahu
36 kepada panel bahawa ada individu bernama Imelda datang berjumpa
37 dengan ahli keluarga. Pada bila Imelda datang?

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
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18
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20
21
22
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27
28
29
30
31
32
33
34
35
36
37

RAM Disember 2017.

MFR Disember 2017. Imelda bersama siapa?

RAM Saya pun tak ingat lagi namanya. Cuma dia sewa Grab untuk datang ke rumah.

MFR Seorang?

RAM Ya.

MFR So urusan untuk ke Malaysia adalah pada setahun selepas perjumpaan bersama Imelda?

RAM Ya... enggak. Imelda, Disember 2017. Kami pergi, kan Februari 2018. Tak sampai setahun, kan.

CHM Ibu Imelda adalah rakan Ruth, ya?

RAM Ya.

CHM Satu gereja?

RAM Dia di Indonesia juga dulu aktif di gereja. Jadi saya pun kurang paham kawan-kawannya di mana. Saya enggak tahu, begitu.

CHM Siapa yang aktif di gereja? Ruth atau Imelda atau dua-dua sekali aktif?

RAM Dua-dua.

CHM Dua-dua aktif di gereja?

RAM Ya.

1
2 **CHM** Ok.
3
4 **MFR** Ibu Ram Ram, untuk confirmation. Ibu Ram Ram memaklumkan
5 Imelda datang pada Disember 2017. Berseorang? Berseorang,
6 perseorangan sahaja?
7
8 **RAM** Ya.
9
10 **MFR** Ibu Imelda, pada 28.02.2018, Ibu.... 27.02.2018, Ibu pergi ke rumah
11 Joshua dan Ruth di Kg Tunku, Petaling Jaya. Keadaan rumahnya
12 dalam keadaan baik?
13
14 **RAM** Baik.
15
16 **MFR** Bilik tidur?
17
18 **RAM** Bilik tidurnya, apa ya, agak enggak baik lah.
19
20 **MFR** Boleh jelaskan?
21
22 **RAM** Saya ada fotonya, biliknya.
23
24 **MFR** Ada satu foto sahaja? Ada satu foto sahaja?
25
26 **RAM** Ada gambar-gambar yang lain. Ruang, ruangan yang lain. Ada
27 bajunya situ.
28
29 **CHM** Kita ada ambil gambar, tak?
30
31 **MFR** Belum.
32
33 **CHM** Kita tak ambil gambar?
34
35 **MFR** Tidak.
36

1 **CHM** From our witnesses, tak ada, ya? Boleh pinjam, kongsi dengan...
2 gambar-gambar ini? Oh, the house was full of undergrowth. I think it
3 hasn't been maintained. Yang ini, gambar Ibu dengan Iman? Iman?
4
5 **RAM** Ya.
6
7 **CHM** Iman, ok. Ok.
8
9 **PM2** Mr Faiz, just to... you're helping us get the question, but it's a bit mixed
10 up. It'll be better if you do, helping the witness point by point.
11
12 **MFR** Ok.
13
14 **PM2** Because you started off by asking about the police report. Are you
15 going to tender the exhibit of the police report?
16
17 **MFR** After this.
18
19 **PM2** But then you already moved on to the next part, in the house.
20
21 **MFR** She –
22
23 **PM2** You already asked her –
24
25 **MFR** She went for the house first before she lodged a police report.
26
27 **PM2** I thought she said police report first, then the house?
28
29 **MFR** 27, she went to the house. 28, she lodged a police report.
30
31 **PM2** So just to help us go part by part.
32
33 **CHM** Do we have a copy of the Indonesian police report?
34
35 **MFR** No.
36
37 **CHM** No? Ok. Peguam KONTRAS, ya? Peguam KONTRAS siapa?

1
2 **DBA** Ya?
3
4 **CHM** Oh, ya. Kamu ada satu salinan laporan polis Indonesia oleh Iman
5 yang dibuat di Jakarta?
6
7 **DBA** There is no –
8
9 **CHM** Do you have a copy?
10
11 **DBA** No. No, there is no.
12
13 **CHM** Sorry about –
14
15 **DBA** Sorry.
16
17 **PM2** Yes, ok. Ok.
18
19 **DBA** Your Highness, for the report to the Indonesian police, there is no
20 copy given by the police to Iman. So there is no proof that state that
21 Iman already make a police report but he say that he already made,
22 lodged a report to Indonesian police on 2018.
23
24 **CHM** Ok.
25
26 **PM2** In the Indonesian system, are you able to go and then get a copy of
27 the report later on? Is that something you can do?
28
29 **DBA** Yes, sure.
30
31 **CHM** So we can proceed in the meantime.
32
33 **MFR** Ok Ibu Ram Ram, teruskan. Baik. Semasa berada di rumah, adakah
34 Ibu Ram melihat... yang mencurigakan, perkara yang mencurigakan?
35

- 1 **RAM** Saya hanya lihat yang di kamarnya itu, selimutnya enggak terlipat rapi
2 gitu. Biasanya, Ruth itu orangnya rapi. Kalau dia bangun tidur, pasti
3 kamarnya dirapikan begitu. Ini, ini tidak ianya itu.
4
- 5 **MFR** Bagaimana pakaian atau beg?
6
- 7 **RAM** Pakainya di almari semua.
8
- 9 **MFR** Masih ada? Masih ada pakaian di almari?
10
- 11 **RAM** Ya. Di meja makan pun ada bahan-bahan makanan. Di peti sejuk
12 juga, banyak bahan makanan.
13
- 14 **MFR** Semasa ke rumah Joshua dan Ruth, adakah Ibu ataupun yang hadir,
15 ambil barang, barang-barang apa-apa yang di dalam rumah tersebut?
16
- 17 **RAM** Kami disuruh ambil barang-barangnya tapi kok keknya enggak tegar
18 (12:10:43PM) gitu. Kami cuma ingin jumpa sama Ruth gitu. Jadi
19 mengambil barangnya pun kami... tak kepingin gitu.
20
- 21 **MFR** So tiada barang-barang yang diambil? Baik. Ibu Ram Ram, kita akan
22 ke bahagian laporan polis pada hari keesokannya, 28.02.2018.
23 Laporan polis dibuat di mana, Ibu Ram Ram?
24
- 25 **RAM** Di Petaling Jaya.
26
- 27 **MFR** Petaling Jaya.
28
- 29 **CHM** Mana?
30
- 31 **MFR** Petaling Jaya.
32
- 33 **CHM** Petaling Jaya? Ya, ok.
34
- 35 **MFR** Panel, we would like to tender the police report.
36
- 37 **CHM** Exhibit 8?

1
2 **MFR** Yes. Ibu Ram Ram?
3
4 **RAM** Ya.
5
6 **MFR** Adakah ini polis repot yang Ibu Ram Ram laporkan? Ibu Ram Ram,
7 pada tarikh laporan polis ini dibuat, Ibu Ram Ram bersama siapa?
8
9 **RAM** Bersama Iman, sama Pastor Eddie, sama Ms Huey.
10
11 **MFR** Ms Huey?
12
13 **RAM** Ms Huey.
14
15 **MFR** Ok.
16
17 **RAM** Lawyer, peguam juga.
18
19 **MFR** Ok pada hari tersebut laporan polis dibuat, adakah Ibu dipanggil untuk
20 memberi keterangan?
21
22 **RAM** Ya.
23
24 **MFR** Oleh siapa?
25
26 **RAM** Saya enggak ingat namanya bapa itu.
27
28 **MFR** Keterangan diambil pada jam berapa?
29
30 **RAM** Ya. Siang gitu. Saya kurang pasti jamnya.
31
32 **CHM** Peguam, mengikut laporannya, peguam bernama Huey, ya?
33
34 **RAM** Huey, ya. Huey.
35
36 **CHM** Huey?
37

1 **RAM** Huey.

2

3 **CHM** Siapa yang membantu Ibu untuk mendapatkan khidmat peguam?

4 Siapa yang bantu?

5

6 **RAM** Ibu Imelda.

7

8 **CHM** Ibu Imelda, ok.

9

10 **MFR** Selepas keterangan, adakah keterangan diambil beberapa kali atau

11 cuma sekali sahaja?

12

13 **RAM** Sekali.

14

15 **MFR** Sekali sahaja. Selepas daripada laporan polis tersebut, Ibu Ram Ram,

16 adakah polis menghubungi Ibu Ram Ram semula?

17

18 **RAM** Kami kan waktu itu, bilang bahawasanya kami akan ke Kedutaan.

19 Tapi selepas dari situ, pengacara kami, dia telefon, maksudnya

20 'jangan dulu ke polis, eh, jangan dulu ke Kedutaan. Polisi akan

21 berusaha menangani kasus ini', katanya gitu. Tapi setelah menunggu

22 dua tahun, enggak ada ceritanya juga.

23

24 **[12:15PM]**

25

26 **MFR** Selepas laporan polis dibuat, adakah mana-mana organisasi ataupun

27 operitas (12:15:27PM) yang menghubungi Ibu Ram Ram untuk

28 mendapatkan keterangan maklumat?

29

30 **RAM** Saya rasa enggak ada yang menghubungi kami.

31

32 **MFR** Tidak ada?

33

34 **RAM** Tiada.

35

36 **MFR** Ibu Ram Ram, adakah Ibu tahu sesiapa individu lain yang membuat

37 laporan polis mengenai kehilangan Joshua dan Ruth?

1
2 **RAM** Yang pertama membuat itu Peter. Tapi katanya, Peter kan hanya
3 teman? Jadi harus memang keluarga kandung langsung dari Ruth
4 yang buat laporan. Makanya kami disuruh mari buat laporan ke polis.
5
6 **MFR** Siapa, siapa yang memberitahu Ibu perkara itu?
7
8 **RAM** Peter.
9
10 **MFR** Peter?
11
12 **RAM** Ya.
13
14 **PM2** Ibu, Peter ini namanya apa penuh? Tahu nama? Nama keduanya
15 apa? Peter apa ini? Cuma Peter saja?
16
17 **RAM** Enggak tahu. Peter saja.
18
19 **PM2** Is this the same Peter? Which Peter? Can you verify?
20
21 **MFR** Adakah Peter ini yang membawa Ibu masuk ke rumah Joshua dan
22 Ruth?
23
24 **RAM** Ya, ya.
25
26 **PM2** So? So which Peter is that?
27
28 **MFR** Peter Pormannan.
29
30 **PM2** Our first witness?
31
32 **MFR** Yes.
33
34 **PM2** Ok.
35

1 **MFR** Ibu, saya mahu bawa kembali ke waktu Ibu pergi ke rumah Joshua
2 dan Ruth, ok? Adakah Ibu tahu tuan rumah kepada rumah Ruth dan
3 Joshua tersebut?
4
5 **RAM** Kami fikir yang punya rumah itu, Peter, kerana dia yang bukakan
6 kunci.
7
8 **MFR** So saya mahu confirmation Ibu, ya? Selepas daripada laporan polis
9 dibuat, keterangan polis diambil, tiada autoriti lain yang menghubungi
10 Ibu?
11
12 **RAM** Ini, ini, pada hari kami mahu balik ke Indonesia, 01.03.2018, Iman dan
13 saya pergi ke hadapan Pesuruhjaya Sumpah dan apa ini, Sungai
14 Mas, dan membuat satu akuan, untuk perkara Ruth dan Joshua ini.
15
16 **MFR** Bersama siapa you?
17
18 **RAM** Bersama Iman.
19
20 **MFR** Berdua saja?
21
22 **RAM** Ya, dihantar sama Ms Huey itu.
23
24 **MFR** Ms Huey. Adakah ini arahan daripada Ms Huey?
25
26 **RAM** Ya.
27
28 **MFR** Untuk membuat akuan sumpah?
29
30 **RAM** Ya.
31
32 **MFR** Di mana, Ibu?
33
34 **RAM** Di hadapan Pesuruhjaya Sumpah di Sungai Mas.
35
36 **MFR** Sungai Mas.
37

1 CHM Do we have a copy of that statutory declaration? Never mind.
2
3 LAL We have a copy.
4
5 CHM You, you have a copy?
6
7 LAL Yes, we have. Yes, we have a copy and we were planning to tender it,
8 Chairman.
9
10 CHM Ok.
11
12 LAL So we can tender it through –
13
14 CHM When you question her, when you question –
15
16 LAL Ok.
17
18 CHM Alright, yes.
19
20 MFR Baik, Ibu. Setelah laporan polis ataupun setelah mengetahui
21 kehilangan Joshua dan Ruth ini, adakah Ibu mengesyaki mana-mana
22 individu berkaitan dengan kehilangan ini?
23
24 RAM Tidak.
25
26 MFR Soalan terakhir, Ibu, adakah Ibu mempunyai maklumat lain yang
27 untuk dikongsi bersama Panel?
28
29 RAM Maksudnya?
30
31 MFR Adakah Ibu mempunyai maklumat lain selain daripada yang kita
32 bincang ini? Adakah Ibu mempunyai maklumat lain yang untuk
33 dikongsi?
34
35 PM2 Ada informasi tambahan? Ada mahu di bilang sama kita di sini?
36
37 CHM Yang boleh membantu kami, ada apa-apa informasi?

1

2 **RAM** Tak ada.

3

4 **MFR** No further question, Panel.

5

6 **Time : 12:20PM**

7

8 **CHM** Ok.

9

10 **RAM** Saya hanya merasa waktu kami di polis, katanya mungkin saja Ruth
11 sengaja menghilangkan dirinya, katanya. Terus saya bilang 'enggak
12 mungkin kerana kalau memang dia menghilangkan diri secara rela
13 hati, udah beberapa tahun seperti ini, dia pasti hubungi kami
14 keluarga', saya bilang dan saya lihat juga keadaan di rumahnya
15 seperti, kalau dia memang mahu pergi secara rela hati, enggak
16 mungkin dia peti sejuk dipenuhi bahan makanan. Untuk apa kok
17 memang dia mahu pergi kan? Jadi ya, kalau Ibu fikir, memang dia
18 udah hilangkan secara paksa gitu.

19

20 **MFR** Ok.

21

22 **CHM** Question from any party?

23

24 **LAL** Dato' Chair and honourable Commissioner, I just have a few
25 questions to clarify with the witness.

26

27 **Cross-examination of Ram Ram Elisabeth by Larissa Ann Louis**

28 **Time : 12:21PM**

29

30 **LAL** Ibu Ram Ram, kita ada beberapa soalan sebagai klarifikasi dengan
31 jawapan yang telah diberikan oleh Ibu. Tadi Ibu ada cakap anda
32 berjumpa dengan Joshua kali pertama, tahun 2006. Betul? Dan
33 adakah itu kali pertama dan terakhir?

34

35 **RAM** Enggak.

36

37 **LAL** Ada jumpa, selepas itu, ada jumpa lagi?

1
2 **RAM** Ya.
3
4 **LAL** Bila?
5
6 **RAM** Sama saat Ibu kami, mother meninggal.
7
8 **LAL** So masa, oh, ok. Tetapi bila ayah Ibu meninggal pada tahun 2009,
9 Ruth sahaja yang balik?
10
11 **RAM** Ya.
12
13 **LAL** Bukan Joshua, ya?
14
15 **RAM** Joshua tak ikut lagi.
16
17 **LAL** Ok. Ibu ada cakap bila Ruth sering bertelefon. Bagaimana nadanya
18 setiap kali?
19
20 **RAM** Gembira. Senang saja. Enggak ada cerita masalah apa-apa.
21
22 **LAL** So dia tidak pernah mencerita mengenai apa-apa masalah yang dia –
23
24 **RAM** Tidak.
25
26 **LAL** Adakah Ibu tahu Ruth atau Joshua ada masalah kewangan?
27
28 **RAM** Tidak.
29
30 **LAL** Dato' Chair, I would like to tender the SD.
31
32 **CHM** Ya.
33
34 **LAL** Ya.
35
36 **CHM** It will be Exhibit 8, isn't it?
37

1 LAL 9.
2
3 CHM 8, is it?
4
5 LAL It's 9, Exhibit 9.
6
7 CHM 9.
8
9 LAL 8 was the police report.
10
11 CHM Oh, I see. Yes.
12
13 LAL Ibu Ram Ram, pernah lihat dokumen ini?
14
15 RAM Ya.
16
17 LAL Adakah ini dokumen yang Ibu Ram Ram menyatakan mengenai
18 akuan sumpah yang diambil pada tahun 2018?
19
20 RAM Ya.
21
22 LAL Ya, Ibu?
23
24 RAM Ya.
25
26 LAL Boleh kamu tengok muka surat 5? Adakah itu tandatangan Ibu?
27
28 RAM Ya.
29
30 LAL Ok. Ibu, boleh saya... boleh Ibu pergi ke muka surat 3? Perenggan 21,
31 ya?
32
33 RAM Ya.
34
35 LAL Mengikuti perenggan ini, Ibu ada menyatakan Facebook Ruth Sitepu
36 post terakhirnya adalah 21.11.2016.
37

1 **RAM** Ya.
2
3 **LAL** Ya?
4
5 **RAM** Ya.
6
7 **LAL** Ok mengapa Ibu memaklumkan perkara ini?
8
9 **RAM** Maksudnya?
10
11 **LAL** Apakah, anda perasaan, perasa bahawa Facebook Ruth dia, setiap
12 kali akan *postkan* perkara dekat Facebook Ruth?
13
14 **RAM** Ya.
15
16 **LAL** Dato' Chair, sorry. I would like to refer to Exhibit A of the SD. Boleh
17 Ibu membukakan Exhibit A? Adakah itu Facebook Ruth Sitepu?
18
19 **RAM** Ya, profil bunga.
20
21 **LAL** Boleh confirm itu Facebook Ruth Sitepu, ya?
22
23 **RAM** Ya.
24
25 **LAL** Dan boleh kamu memberitahu Panel post terakhir Ruth Sitepu?
26 Apakah tarikh terakhir posting dia? Or Ibu, boleh kamu agree bahawa
27 posting terakhir dia November 21, 2016?
28
29 **RAM** Ya.
30
31 **LAL** Ya. Dan boleh Ibu memberitahu Panel berapa kerap biasanya Ruth
32 *mempostkan* perkara dekat Facebook? Kekerapan? Adakah dia selalu
33 post?
34
35 **RAM** Selalu post.
36

1 **LAL** Dia selalu post? So ini adalah suatu perkara yang mencurigai bagi
2 Ibu, bahawa post terakhirnya November?
3
4 **RAM** Ya.
5
6 **PM2** Ibu juga sering, sering pakai Facebook, ya?
7
8 **RAM** Waktu itu, saya belum pakai Facebook. Yang sering Facebook itu,
9 Metia –
10
11 **PM2** So –
12
13 **RAM** Metia, Hetti (12:28:11PM)
14
15 **PM2** Mungkin, counsel, she said she doesn't use the Facebook regularly.
16
17 **LAL** So bagaimana? Siapa yang beritahu Ibu mengenai perkara Facebook
18 Ruth?
19
20 **RAM** Setiap ada berita di Facebook mengenai Ruth, selalu Metia, Hetti
21 selalu bagi cerita sama kami keluarga.
22
23 **LAL** Ok. So bermakna Facebook posting ini, Metia yang memberikan
24 kepada Ibu?
25
26 **RAM** Ya.
27
28 **LAL** Ok. Adakah perkara sama mengenai Facebook Joshua Hilmy dekat
29 Exhibit B? Boleh Ibu confirm bahawa ini ialah Facebook posting dari
30 Joshua Hilmy?
31
32 **RAM** Ya.
33
34 **LAL** Ya?
35
36 **RAM** Ya.
37

1 **LAL** Dan posting terakhir dia 30.11.2016?
2
3 **RAM** November 2016, ya.
4
5 **LAL** Dan Metia yang memberitahu bahawa kekerapan Joshua dekat
6 Facebook kepada Ibu?
7
8 **RAM** Ya.
9
10 **LAL** Dan ini adalah posting terakhir Joshua Hilmy?
11
12 **RAM** Ya.
13
14 **LAL** Ok. Ibu, Exhibit C. Boleh Ibu confirm ini ialah police report yang Ibu
15 buat pada Februari 2018?
16
17 **RAM** Ya.
18
19 **LAL** Adakah pihak polis berjumpa dengan Ibu setelah report polis ini?
20
21 **RAM** Tidak.
22
23
24 **[12:30PM]**
25 **LAL** Adakah Ibu mendapat apa-apa perkembangan dari pihak polis setelah
26 report ini?
27
28 **RAM** Tidak.
29
30 **LAL** Adakah polis membuat apa-apa permintaan dari Ibu setelah report ini?
31
32 **RAM** Tidak.
33
34 **LAL** So sejak 2018 hingga hari ini, Ibu tidak menerima apa-apa
35 perkembangan mengenai report ini?
36
37 **RAM** Ya, tidak.

1
2 **LAL** Ibu, kalau Ibu nampak repot ini, pada baris ke... kelima. Ibu ada
3 menyatakan 'saya juga dapat tahu yang laporan polis juga telah
4 dibuat oleh kawan rapat abang ipar saya berkenaan tentang
5 kehilangan kakak dan abang ipar saya'. Adakah ini En Peter?
6
7 **RAM** Ya.
8
9 **LAL** Adakah Ibu menerima apa-apa pertanyaan dari pihak polis mengenai
10 repot tersebut? Ibu, itu repot yang dibuat oleh En Peter pada tahun
11 2017. Kalau Ibu boleh nampak repot Ibu pada barisan kelima, anda
12 ada menyatakan laporan polis dibuat oleh kawan rapat abang ipar.
13
14 **RAM** Polis? Di mana ini?
15
16 **PM2** Maybe you can point out to her? She's... is this the one?
17
18 **LAL** Yes. Barisan kelima. Ibu boleh nampak yang menyatakan 'saya juga
19 dapat tahu yang laporan polis juga telah dibuat oleh kawan rapat
20 abang ipar saya'.
21
22 **RAM** Ya.
23
24 **LAL** Ya? Betul, Ibu?
25
26 **RAM** Ya.
27
28 **LAL** Adakah pihak polis menghubungi Ibu mengenai laporan tersebut?
29
30 **RAM** Tidak.
31
32 **LAL** Tiada? Tiada, ya? Ibu?
33
34 **RAM** Tidak.
35
36 **LAL** Ok. Ok Ibu, soalan terakhir saya, ya? Bagaimana perasaan Ibu
37 terhadap keseluruhan proses kes ini?

1
2
3
4
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36
37

RAM Saya merasa sangat kecewa kerana pihak polis tidak memberikan apa-apa. Tidak ada memberikan perkembangan apa-apa mengenai siasatan Ruth dan Joshua ini hingga hari, saat ini. Sudah tiga tahun Kak Ruth dan Joshua hilang. Dan saya sini, sini mengharapkan kepada semuanya agar bisa membantu agar Kak Ruth bisa ditemukan kembali. Kami sangat ingin tahu keadaan Kak Ruth dan kami ingin sekali berjumpa kembali dengan Kak Ruth. Kami sangat risau dengan keadaannya. Kami semua keluarga di Medan sangat sayang sama Kak Ruth, sangat rindu. Kami sangat mengharap dengan adanya pertemuan ini, agar Kak Ruth secepatnya dan Kak Ruth dan Joshua secepatnya bisa ditemukan... dan kami biasa berkumpul kembali. Kepada pihak-pihak yang mengetahui di mana Kak Ruth dan Joshua, tolonglah... kembalikan Kak Ruth sama kami. Bagi kami, Kak Ruth itu sangat berharga. Dia juga manusia. Dia punya hak itu, hidup punya hak untuk bebas. Kalaupun dia memang salah, hukumlah dengan sesuai hukum yang ada dan kembalikan dia pada kami keluarga. Dia masih punyai keluarga yang selalu menunggu kepulangannya.

LAL Ok terima kasih, Ibu. Terima kasih.

Time : 12:35PM

CHM Ok baik.

PM2 Ibu?

CHM Ya?

PM2 Ibu Ram, yang nombor telefon Ibu Ram masih lagi sama, ya? [REDACTED] itu? Masihnya sama nombor telefonnya?

RAM Telefon saya?

PM2 Ya. Yang di sini, di bilang... oh, itu nombor Pak, itu nombor Ruth, ya?

1 **RAM** Ya.

2

3 **PM2** Tapi nombor telefon yang dikasi sama polisi waktu buat repot itu

4 masih sama? Ada, ya?

5

6 **RAM** [REDACTED]. Itu nombor telefon saya.

7

8 **PM2** Itu di, nombor dekat, di waktu repot polis itu dibagi nombor yang

9 sama? Masih lagi tidak diganti nombornya tiga tahun?

10

11 **RAM** Enggak.

12

13 **CHM** Next? Next? Yes?

14

15 **AK** Honourable Commissioners. Andrew Khoo for the Malaysian Bar.

16

17 **Cross-examination of Ram Ram Elisabeth by Andrew Khoo**

18 **Time : 12:21PM**

19

20 **AK** Ibu Ram, saya ada, nama saya Andrew Khoo. Saya mewakili Majlis

21 Peguam di Malaysia. Saya ada beberapa soalan untuk Ibu Ram Ram.

22 Pertamanya kalau boleh, apakah agama Ibu Ram Ram?

23

24 **RAM** Saya lahir dulu Kristian, tapi setelah menikah, saya jadi Muslim.

25

26 **AK** Dalam komuniti Ibu Ram Ram, adakah, adanya banyak perkahwinan

27 campur orang Islam dengan, kahwin dengan orang Kristian dan

28 menukar agama?

29

30 **RAM** Kami lapan bersaudara, lima udah Muslim, tinggal tiga yang Kristian.

31

32 **AK** Jadi penukaran agama itu, adalah satu keadaan yang tidak ganjil,

33 tidak aneh?

34

35 **RAM** Di Indonesia, tidak. Tidak apa-apa.

36

1 **AK** Tidak apa-apa. Jadi bila Ibu Ram Ram tahu tentang latar belakang
2 Joshua Hilmy yang dahulunya orang Islam, sudah tukar jadi Kristian,
3 kemudian berkahwin dengan Ruth, itu tidak membangkitkan apa-apa
4 persoalan dalam keluarga Ibu Ram Ram? Adakah apa-apa persoalan
5 yang bangkit atau kamu terima sahaja macam itu?
6
7 **RAM** Kalau di keluarga kami, enggak ada yang, enggak masalah gitu.
8 Cuma kami tanya apakah Joshua masuk Kristian, gara-gara menikah
9 dengan Ruth? Tapi kata Ruth 'Tidak. Dia sudah masuk Kristian
10 sebelum menikah dengan saya', kata Ruth.
11
12 **AK** Saya pulang kepada masa yang Ibu Ram Ram pergi ke rumah Ruth di
13 Kg Tunku. Ibu Ram telah banyak berkata bahawa kamu lihat di peti
14 sejuk, di kulkasnya memang penuh?
15
16 **RAM** Ya.
17
18 **AK** Tapi itu bulan Februari 2018 kan?
19
20 **RAM** Ya.
21
22 **AK** Jadi kalau Ruth dan Joshua sudah hilang dari Disember or November
23 2016, kamu fikir siapakah, bahan siapa itu dalam, dalam peti sejuk
24 dalam kulkas itu?
25
26 **RAM** Kerana yang barang Ruth sama Josh, kerana barang itu udah enggak
27 segar lagi. Memang udah lama tapi kan masih nampak bentuknya ini
28 -
29
30 **AK** Masih segar? Jadi tidak (12:39:27PM) setuju itu makanan yang
31 mungkin yang baru?
32
33 **RAM** Enggak, sudah lama.
34
35 **AK** Sudah lama?
36
37 **RAM** Ya.

1
2 **PM2** I think she said 'tidak segar'.
3
4 **AK** I beg your pardon Sir.
5
6 **PM2** But I don't think –
7
8 **CHM** Tidak segar. She used the word 'tidak segar'.
9
10 **PM2** 'Tidak segar'.
11
12 **CHM** That means it's stale lah.
13
14 **AK** Ya, I understand.
15
16 **CHM** Not fresh.
17
18 **AK** Tidak segar tapi masih dalam kulkas, ya?
19
20 **RAM** Ya.
21
22 **AK** Ok terima kasih.

23
24 **Time : 12:39PM**

25
26 **AK** Any more question? Ya?
27

28 **Cross-examination of Ram Ram Elisabeth by Yati Andriyani**

29 **Time : 12:21PM**

30
31 **YA** Kak Ram Ram tadi menyampaikan bahawa ada telefon kepada
32 pengacara untuk tidak melapor terlebih dahulu ke Kedutaan
33 Indonesia. Apakah Ibu tahu siapa yang menelefon kepada pengacara
34 itu?
35

36 **RAM** Pengacaranya bilang, ini polisi.
37

1 **YA** Adakah pengacara memberitahu itu polisi dari mana dan siapa dia?
2
3 **RAM** Tak dikasi tahu. Cuma setelah buat laporan itu, kita dilarang jangan
4 dulu kasi tahu polis, eh, Kedutaan katanya.
5
6 **YA** Apakah pengacara menceritakan kepada Ibu Ram Ram mengapa
7 diharapkan untuk tidak melapor terlebih dahulu ke Kedutaan? Apakah
8 pemberitahuan dari pengacara mengapa?
9
10 **RAM** Tidak ada.
11
12 **YA** Baik.
13
14 **RAM** Katanya kerana kita suruh tunggu dulu, jangan lapor dulu kerana
15 katanya polisi akan berusaha menangani kasus ini, katanya gitu.
16
17 **YA** Terima kasih.
18
19 **Time : 12:41PM**
20
21 **CHM** Hold, hold on. Who gave the advice to the solicitor not to report, not to
22 report to Indonesian Embassy? Who? Who gave the advice? Is there
23 anybody give any advice?
24
25 **YA** No, because the witness said that the lawyer and the family should not
26 go to make a report to Indonesian Embassy. And the witness said that
27 the, the, it's information from the police. So I asked who.
28
29 **PM2** She received the –
30
31 **YA** The police and which police region.
32
33 **PM2** She received a phone call, right? She received a phone call?
34
35 **YA** Yes.
36
37 **PM2** Yes.

1
2 **YA** Yes.
3
4 **CHM** From the police not to, to go yet to the Embassy?
5
6 **YA** Yes.
7
8 **PM2** Yes.
9
10 **CHM** And that was coming from the police? Coming from the police?
11
12 **YA** Witness said that yes.
13
14 **CHM** I see. That's what the lawyer told her? Her lawyer told her?
15
16 **YA** Yes.
17
18 **CHM** Lawyer told her the police told the lawyer 'not yet, don't go yet to the
19 Indonesian embassy'?
20
21 **YA** That I heard from the witness like that, yes.
22
23 **PM2** Ibu, yang menelefonnya kepada ibu, dia yang polis menelefon ibu
24 atau menelefon –
25
26 **RAM** Pengacara, peguam.
27
28 **PM2** Peguam? Ok.
29
30 **CHM** Peguam? Saya mahu dapat kepastian, ya? Peguam beritahu polis
31 beritahu peguam 'jangan pergi ke Kedutaan Indonesia dulu'? Ok. Ok.
32 Jadi nasihat ini berpunca dari polis?
33
34 **RAM** Ya.
35
36 **CHM** Ok alright. Yes? You have to interject. Ok, ok. Ya. Yes, carry on. Carry
37 on, yes. Oh.

1
2 **LWK** Dengan izin Pengerusi SUHAKAM, Saya ada beberapa soalan yang
3 nak ditanyakan kepada Ibu.
4
5 **CHM** No, no, have you finished?
6
7 **YA** Yes.
8
9 **CHM** Oh, you have finished? Ok, ok. Sure, sorry. Ya?
10
11 **LWK** Ok.

12
13 **Cross-examination of Ram Elisabeth by DSP Loh Wooli Kee**

14 **Time : 12:43PM**

15
16 **LWK** Beberapa soalan nak ditanyakan kepada Ibu berkaitan dengan apa
17 keterangan yang diberikan sebentar tadi. Ok berkaitan dengan No.1
18 ialah berkaitan dengan apa yang Ibu sebutkan tadi oleh peguam
19 daripada Bar Council menanyakan kepada Ibu berkaitan dengan peti
20 sejuk, peti sejuk, bahan makanan tersebut kurang segar. Boleh tak
21 jelaskan kepada Panel SUHAKAM bahawa apa yang dimaksudkan
22 'tidak segar'?

23
24 **RAM** Makanan itu dah makanan lama. Bukan makanan yang baru
25 dimasukkan ke peti sejuk gitu.

26
27 **LWK** Maksudnya makanan jenis apa yang kata tidak segar?

28
29 **RAM** Seperti buah-buahan, sayuran.

30
31 **CHM** Boleh dimakan atau tidak boleh lagi dimakan?

32
33 **RAM** Yang waktu kami lihat itu, dah tak boleh dimakanlah.

34
35 **LWK** So tadi Ibu ada berkata kepada pihak SUHAKAM bahawa Ibu pergi ke
36 rumah tersebut bersama dengan seorang bernama Peter. Peter yang
37 membuka pintu masuk. So semasa masuk ke rumah tersebut, adakah

1
2 **LWK** Ok. So Ibu mengetahui bahawa rumah tersebut bukan sahaja
3 ditinggal oleh Kak Ruth dengan juga Joshua?
4
5 **RAM** Ya, bukan sengaja ditinggal.
6
7 **LWK** Bukan, bukan. Maksud saya bukan tinggal dua orang sahaja. Rumah
8 itu ada penghuni-penghuni yang lain.
9
10 **RAM** Dia memang tinggal berdua. Cuma kadangkala datang ada teman
11 tinggal situ satu barang, dua hari, lepas itu pergi lagi, gitu.
12
13 **LWK** Ok. Siapa yang maklum kepada Ibu tentang perkara ini?
14
15 **RAM** Si, anak si Peter kan tinggal di situ. Sekolah, tinggal di situ. Cuma
16 kata anak si Peter, lepas kejadian itu, dia lagi cuti sekolah, pulang ke
17 tempat orang tuanya.
18
19 **LWK** So itu diceritakan sebelum Ibu datang ke Malaysia atau selepas Ibu
20 datang ke Malaysia?
21
22 **RAM** Ya, sejak kami datang ke Malaysia, orang itu cerita.
23
24 **LWK** Oh, cerita. Siapa lagi yang menceritakan perkara-perkara ini? Maksud
25 saya ialah Ibu hanya mengetahui perkara-perkara tersebut di
26 Malaysia, bukan di Indonesia? Maksud saya ialah orang-orang yang
27 bersama dengan Kak Ruth yang memberitahu tentang perjalanan dan
28 juga benda-benda yang berlaku dekat Malaysia. Betul atau tidak?
29
30 **RAM** Setahunya, di Malaysia. Bukan orang siapa-siapa inilah.
31
32 **LWK** Maksud, maksud saya ialah perkara-perkara yang Ibu tahu tentang
33 Kak Ruth adalah daripada Peter dan juga orang kenalan-kenalan
34 daripada Kak Ruth dekat Malaysia?
35
36 **RAM** Ya.
37

1 **LWK** Semasa Ibu datang ke Malaysia?
2
3 **RAM** Ya.
4
5 **LWK** Bukan di Indonesia?
6
7 **RAM** Bukan.
8
9 **LWK** So saya, cuma satu soalan lagi, Ibu, ya? Sepanjang Ibu dihubungi
10 Kak Ruth di, di, melalui telefon, so hanya Kak Ruth menceritakan
11 benda-benda yang gembira?
12
13 **RAM** Ya.
14
15 **LWK** Tidak benda yang sedih?
16
17 **RAM** Tidak.
18
19 **LWK** Dan dia tidak pernah menceritakan apa yang berlaku dekat Malaysia?
20
21 **RAM** Tidak.
22
23 **LWK** Ok. Cuma Ibu hanya mengetahui apabila Ibu datang ke Malaysia dan
24 diberitahu oleh orang-orang atau kawan-kawan Kak Ruth?
25
26 **RAM** Ya.
27
28 **LWK** Ok. Ok Ibu, tadi Ibu ada bilang bahawa, bagaimana Ibu boleh cakap
29 bahawa Kak Ruth dengan Joshua, abang Joshua hilang secara
30 paksa? Boleh terang kepada Panel?
31
32 **RAM** Kerana kalau memang dia tidak hilang secara paksa, kalau udah lama
33 seperti ini, dia pasti akan menghubungi kami keluarga di mana dia.
34 Dan kami lihat juga yang di rumahnya itulah seperti, kalau dia
35 memang mahu pergi, dia enggak mungkin ngisi peti sejuk dengan
36 bahan-bahan makanan seperti itu. Jadi kami merasa memang dia

1 bukan hilang secara rela hati menghilangkan diri sendiri. Tapi kerana
2 hilang secara paksa gitu.
3
4 **LWK** Kalau Ibu menyatakan dia hilang secara paksa, kalau seseorang
5 hendak menangkap atau memaksa seseorang, adakah Ibu
6 berpendapat bahawa rumah tersebut tidak akan berselerak atau akan
7 dipecahkan?
8
9 **RAM** Macam mana?
10
11 **LWK** Maksud saya ialah Ibu kata dia hilang secara paksa, bukan secara
12 sukarela tetapi dalam –
13
14 **CHM** No, hold on. Hold on. I think it's for, for submissions here? You are
15 cross-examining the witness here. This is for –
16
17 **LWK** With permission, Panel Commissioner, because I think it's right for me
18 to ask the question because –
19
20 **CHM** Of course yes but he has already explained to you in simple terms,
21 very simple terms. You can submit later on, ya?
22
23 **LWK** Adakah semasa perjumpaan itu, Ibu ada, Ibu menyatakan bahawa
24 dipaksa, Kak Ruth ini dipaksa, hilang secara paksa, adakah Ibu ini
25 membuat andaian sahaja? Ada? Adakah itu sebagai andaian daripada
26 Ibu bahawa Ruth ini dihilangkan secara paksa?
27
28 **RAM** Bukan andaian. Saya, saya yakin memang dia hilang secara paksa.
29 Bukan andaian kerana kami, selama ini, kami kan berhubungan selalu
30 melalui telefon, dia selalu cerita. Kalau memang dia hilang secara
31 menghilangkan diri sendiri, dia pasti telefon kami memberitahu khabar
32 dia, di mana dia.
33
34 **LWK** Ok. Adakah Ibu diberitahu oleh mana-mana orang, oleh kawan ke,
35 atau mana-mana orang bahawa si Ruth ini hilang secara paksa?
36

1 CHM No, the witness has never said that. Why do you need to ask such a
2 question? She has never said that.
3
4 LWK With permission, with permission, I think it's right for me to ask the
5 question because, because all the while we're doing, doing the
6 conversation between Ruth and the witness, there was never mention
7 about that he had been extorted or being antagonized or been
8 angered, it has been throughout the world (12:51:27PM) -
9
10 CHM It's very true.
11
12 LWK After, after a while, that he arrived in Malaysia, that he mentions, she
13 mentions that only that people informed to him, that people telling him
14 what, what's going on. So my question put before the witness was that
15 he was been embedded in their mind that this was a forced
16 disappearance.
17
18 CHM I think you are going a bit too far when you ask her 'what made you
19 think that, you know, a forced disappearance?' She never, she never
20 told you or this inquiry that 'so and so told me'. No. All she said is that
21 it must be so because she always contact the home and after that,
22 they never contact the home and you know, coming to the house to
23 see the condition of the bedroom. So that is... the way she thinks, she
24 sees the thing. This is the way she thinks and make her own
25 inference. You may not, disagree which you are truly entitled to but I
26 think leave it as submission. Yes? I don't want you to enter into an
27 argument with her.
28
29 LWK No, no, we are, we just want to, to put out the truth. We are not trying
30 to antagonize the witness here.
31
32 CHM No, no, I'm not saying that.
33
34 LWK But we want to find the truth.
35
36 CHM Yes.
37

1 **LWK** Yes. So I'll just put the final question that I'll put to the witness, with
2 permission, Dato' Seri Commissioner. Ok Ibu, Ibu telah tadi beritahu
3 kepada, kepada Panel bahawa Ibu diberitahu oleh peguam bahawa
4 tidak melaporkan perkara ini kepada Embassy.
5
6 **PM2** Kedutaan.
7
8 **LWK** Kedutaan.
9
10 **RAM** Ya?
11
12 **LWK** Oleh lawyer? So Ibu tidak mendengar daripada bahawa maklumat
13 tersebut adalah daripada pihak polis?
14
15 **RAM** Enggak, orang dia yang menerima telefon.
16
17 **LWK** Terima telefon ialah Ibu mendengar daripada peguam sahaja?
18
19 **RAM** Ya.
20
21 **LWK** Bukan, bukan daripada pihak polis. Ibu tidak pernah dihubungi oleh
22 pihak polis bahawa tidak melaporkan? Betul atau tidak?
23
24 **RAM** Betul.
25
26 **LWK** Ok no further question, Commissioner, thank you.
27
28 **Time : 12:53PM**
29
30 **CHM** Thank you. Yes?
31
32 **Re-examination of Ram Ram Elisabeth by Simon a/l Karunagaram**
33 **Time : 12:53PM**
34
35 **SK** Ibu, saya ada beberapa soalan tambahan hanya untuk kepastian, ya?
36 Ibu, bila kamu menelefon dan berkomunikasi dengan ahli keluarga di

1 kampung, ya? Pernahkah dia menceritakan yang dia pernah
2 menghadapi apa-apa masalah seperti masalah kewangan?
3
4 **RAM** Tidak.
5
6 **SK** Tidak pernah. Pernahkah dia ceritakan sebab tadi Ibu bilang yang dia
7 ada teman-teman yang biasa tinggal di rumah dia kan? Adakah
8 pernah dia cerita bahawa ada apa-apa masalah yang timbul
9 disebabkan teman-teman yang tinggal di rumah itu?
10
11 **RAM** Tidak.
12
13 **SK** Tidak pernah. Ibu, dalam sekarang saya nak rujuk kepada laporan
14 polis Ibu, ya? Dalam laporan polis itu, ini hanya, juga hanya untuk
15 kepastian, ya? Ada, kalau dari atas itu, 'Balai Petaling Jaya, Kontinjen
16 Selangor, Nombor Repot', lepas itu 'butir-butir penerima repot',
17 selepas itu, ada 'butir-butir jurubahasa'. Nama dia Peter Ukong
18 (12:55:07PM)
19
20 **RAM** Ya.
21
22 **SK** Siapakah Peter Ukong ini?
23
24 **RAM** Jurubicara kami waktu itu.
25
26 **SK** Ini dibawa oleh Ibu sendiri ataupun daripada balai polis itu?
27
28 **RAM** Peguam kami yang menunjuk.
29
30 **SK** Peguam yang mengaturnya?
31
32 **RAM** Ya.
33
34 **SK** Peguam itu hari ini ada di kamar ini tak?
35
36 **RAM** Tak ada.
37

1 **SK** Tiada. Panel Dato', the photograph of the room that she, she showed
2 just now, the mobile?
3
4 **CHM** Yes?
5
6 **SK** We'll be tendering later because we're still making copies.
7
8 **CHM** Oh I see. Ok, ok.
9
10 **SK** So we are, I have no further questions.
11

12 Time : 12:55PM
13

14 **CHM** You can upload it on the screen later. You can, ya?
15

16 **SK** Yes.
17

18 **CHM** Yes.
19

20 Cross-examination of Ram Ram Elisabeth by Philip Koh

21 Time : 12:56PM
22

23 **PK** Ibu, untuk menjelaskan, nama peguam itu yang berkomunikasi
24 bahawa polis bagi nasihat, 'jangan pergi Duta', nama peguam itu?
25

26 **RAM** Huey.
27

28 **PK** Ms Huey, ya? Ms Huey. Just to assist the Panel, I think it's helpful
29 here, the background of this, I know I'm speaking from the Bar but it
30 will give the context. The lawyers that were helping in the first Panel
31 with Raymond Koh and Amri of Perlis Hope, they were allocated
32 different lawyers to assist. In anticipation of the third which we thought
33 would be under Dato' Mah also, we had to prepare. Hence, there was
34 a connection to try and trace Ibu and Iman and when they came
35 because of our delegation of duties, at that time, was to Ms Huey, a
36 law firm in Sunway, near Subang. Her role was confined to that period
37 where took her to the police station. So in that sense, it's not that

1 critical thing but it's to ascertain and validate it, perhaps SUHAKAM
2 can contact her, the Ms Huey to make a statement as to confirming
3 whether this happened. Just, just to give a background why there is
4 these lawyers or who are they. And now Ms Huey is no longer
5 involved in this. The solicitors on record, myself, Mah-Kamariyah for
6 the Sitepu family. So this is to put on record, so that they are the
7 lawyers assigned for counsel is to assist the pass of the solicitor.
8 Thank you, Mr Chairman.

9

10 **CHM** You are suggesting that if perhaps Ms Huey, is it?

11

12 **PK** If, if we need to validate was such a communication –

13

14 **CHM** To take the witness stand to verify?

15

16 **PK** Whether it's relevant, I think it's for the SUHAKAM to ascertain is it
17 relevant, was there such a communication and what was the nature of
18 it. Was it a nasihat, was it a 'don't go the Embassy'. To be fair to the
19 PDRM, you know? I mean I can't speak for them. It could well be 'look,
20 you come with me to police report. Why do you need to go to the' –

21

22 **CHM** Ok alright. We'll ask –

23

24 **PK** We don't know the, we don't know what –

25

26 **CHM** Mr Simon, what do you think? Did you interview Ms Huey?

27

28 **SK** No.

29

30 **CHM** Well I think perhaps you interview her, alright? Then we'll decide
31 whether to call her or not.

32

33 **PK** Thank you.

34

35 **Time : 12:58PM**

36

1 **CHM** Ibu, Ruth pernah memberitahu samada Joshua menghadapi apa-apa
2 masalah di Malaysia?
3
4 **RAM** Tidak. Tidak pernah.
5
6 **CHM** Tidak pernah, ya? Ok. Ok.
7
8 **PM2** Ibu, Ruth datang ke Malaysia tahun 2000 untuk menjadi tukang jahit,
9 ya?
10
11 **RAM** Ya.
12
13 **PM2** Tapi kapan terjadi pastor? Dia seorang pastor, ya?
14
15 **RAM** Dia dari sana juga memang pastor.
16
17 **PM2** Oh, memang udah pastor?
18
19 **RAM** Ya.
20
21 **PM2** Sejak tahun bila agak dia jadi pastor?
22
23 **RAM** Saya pun kurang pasti. Memang dia dari kecil, memang aktif di gereja.
24
25 **PM2** Oh, ini gereja nama dia apa? Gereja apa?
26
27 **RAM** Kalau kami lihat, di GBKP, Gereja Batak Karo Protestan.
28
29 **PM2** Gereja Batak Karo Protestan?
30
31 **RAM** Ya.
32
33 **PM2** So dia di sini, jadi tukang jahit selama berapa tahun? Kemudiannya
34 dia tidak lagi jadi, kerja dengan tukang jahit? Langsung jadi pastor di
35 sini juga, ya?
36
37

[01:00PM]

1
2 **RAM** Dia selama kerja di sini kan, dia beribadah juga kan? Iaitu sejak dia
3 menikah dengan Joshua, dia udah enggak kerja lagi.
4
5 **PM2** Ok. Terima kasih.
6
7 **CHM** Terima kasih. Ibu, boleh duduk. Sudah selesai, ya?
8
9 **MFR** Dato', the Panel members, it's already 01:00PM but I would like to
10 suggest that we continue with the next witness because the session
11 are after lunch will be a closed session. So can we call the next
12 witness?
13
14 **CHM** Please proceed, ya. Witness number?
15
16 **MFR** 7.
17
18 **CHM** No.7, yes.
19
20 **MFR** Assalamualaikum, selamat tengah hari, Pak Iman.
21
22 **IMAN** Ya.
23
24 **MFR** Sebelum kita mulakan, boleh Pak Iman bacakan akuan sumpah?
25
26 **IMAN** Ok boleh. Bahawanya saya Iman Setiawan Sitepu dengan
27 sesungguhnya dan suci hari mengaku dan berikrar bahawa segala
28 keterangan yang akan saya berikan dalam siasatan terbuka ini adalah
29 benar, tiadalah apa-apa yang tidak benar melainkan benar belaka.
30
31 **MFR** Terima kasih, Pak Iman.
32
33 Examination-in-chief of Iman Setiawan Sitepu by Muhammad Faiz Bin Abd
34 Rahman
35 Time : 01:02PM
36

1 **MFR** Pak Iman, saya akan bertanyakan soalan dan bila Pak Iman jawab,
2 sila pandang kepada Panel.
3
4 **IMAN** Ok.
5
6 **MFR** Pak Iman, boleh jelaskan nama, alamat tempat tinggal, ahli keluarga?
7
8 **IMAN** Nama saya Iman Setiawan Sitepu. Saya seorang warganegara
9 Indonesia. Nombor pasport saya B98, maaf, B9485048. Saya
10 beralamat di Dusun 1, Indah Jaya Desa Sukadamai Kecamatan Kuala
11 Kabupaten Langkat, Indonesia. Pemegang kartu penduduk, IC saya
12 1205032104800002. Saya bekerja sebagai pekerja di kilang kelapa
13 sawit. Saya suami daripada Rosmawati Beruginting. (01:03:56PM)
14 Saya ada dua anak. Ruth Sitepu adalah kakak kandung saya.
15
16 **MFR** Pak Iman, boleh saya tahu apakah agama Pak Iman?
17
18 **IMAN** Saya beragama Islam.
19
20 **MFR** So Pak Iman merupakan adik kepada Ruth Sitepu?
21
22 **IMAN** Ya, betul.
23
24 **MFR** Boleh Pak Iman terangkan serba sedikit latar belakang Ruth Sitepu,
25 kakak?
26
27 **IMAN** Ruth Sitepu lahir di Nambiki. Tanggalnya, saya lupa. Dia adalah kakak
28 kandung saya No.5.
29
30 **MFR** Dia belajar? Adakah dia belajar?
31
32 **IMAN** Dia belajar di Nambiki, Sekolah Dasar dan dia juga pernah belajar di
33 Binjai.
34
35 **MFR** Di dalam jurusan bidang?
36

1 **IMAN** Di dalam bidang, saya kurang tahu kerana saya pada waktu itu, masih
2 kecil.
3
4 **CHM** I have a question to ask. Iman, saya dengar kamu kata kamu
5 beragama Islam, ya?
6
7 **IMAN** Ya, Dato'.
8
9 **CHM** Ruth beragama?
10
11 **IMAN** Ruth beragama Kristian.
12
13 **CHM** Kristian.
14
15 **IMAN** Kami dasarnya, semua dari Kristian.
16
17 **CHM** I see. So kamu lahir sebagai Kristian?
18
19 **IMAN** Ya.
20
21 **CHM** Kemudian, memeluk agama Islam?
22
23 **IMAN** Ya. Begitu kami married, kami Islam.
24
25 **CHM** Oh, kamu menukar agama ke agama Islam selepas berkahwin
26 dengan seorang beragama Islam? Isteri kamu beragama Islam?
27
28 **IMAN** Ya, Rosmawati, isteri saya beragama Islam.
29
30 **CHM** Ok baik.
31
32 **MFR** Baik, Pak Iman, Kakak Ruth habis belajar pada tahun bila? Tanggal
33 bila?
34
35 **IMAN** Ruth belajar tahun kira, tahun 2000, sebelum 2000 lah.
36
37 **MFR** Selepas itu, apakah pekerjaan Kak Ruth?

1
2 **IMAN** Dia pernah tahun 2000, dia ke Malaysia untuk jadi TEKAI
3 (01:06:34PM)
4
5 **MFR** Jadi?
6
7 **IMAN** TEKAI.
8
9 **MFR** Boleh lerangkan?
10
11 **IMAN** Tenaga Kerja, iaitu Tenaga Kerja Indonesia.
12
13 **PM2** Migrant worker.
14
15 **MFR** Itu adalah pekerjaan pertamanya?
16
17 **IMAN** Ya.
18
19 **MFR** Ok. Adakah, di manakah di Malaysia dia bekerja?
20
21 **IMAN** Di Ipoh.
22
23 **MFR** Adakah Kak Ruth bekerja sebagai pastor sebelum itu?
24
25 **IMAN** Tak ada, dia hanya bekerja menjahit di Ipoh.
26
27 **CHM** Sebelum itu di Indonesia ya? Sebelum di Ipoh?
28
29 **IMAN** Ya, sebelum di Ipoh dia di Indonesia.
30
31 **MFR** Bekerja sebagai?
32
33 **IMAN** Tak kerja. Tak kerja.
34
35 **MFR** Pada tahun berapa dia ke Malaysia?
36
37 **IMAN** Tahun 2000.

1
2 **MFR** 2000.
3
4 **CHM** Sebelum datang ke Malaysia, semasa di Indonesia, adakah Ruth aktif
5 dalam hal ehwal keagamaan Kristian? Adakah beliau aktif?
6
7 **IMAN** Ya dia aktif di gereja.
8
9 **CHM** Sebelum datang ke Malaysia?
10
11 **IMAN** Ya. Dia rajin beribadah.
12
13 **CHM** Waktu itu sudah menjadi pastor ke belum?
14
15 **IMAN** Belum.
16
17 **CHM** Belum lagi?
18
19 **IMAN** Belum lagi.
20
21 **CHM** Ok ya.
22
23 **MFR** Boleh Pak Iman terangkan di gereja mana?
24
25 **IMAN** Dia di gereja, pernah di gereja Akten (01:08:06PM). Nama gereja
26 Akten.
27
28 **MFR** Adakah Pak Iman tahu pada bila Kak Ruth berkahwin?
29
30 **IMAN** 2004.
31
32 **MFR** Di mana?
33
34 **IMAN** Di, mungkin di Malaysia lah. Di Indonesia, pernah dia buat, kami buat
35 resepsi pernikahan adat tradisional, 2006.
36
37 **MFR** 2006?

1
2 **IMAN** Ya.
3
4 **MFR** Jadinya dia berkahwin pada 2004 dan istiadat berlangsung pada
5 2006?
6
7 **IMAN** Ya, pulang 2006.
8
9 **MFR** Pak Iman, bagaimana Pak Iman tahu yang Kak Ruth berkahwin pada
10 2004?
11
12 **IMAN** Dia telefon ke keluarga tapi kami keluarga tak bisa datang.
13
14 **MFR** Adakah Pak Iman -
15
16 **CHM** Hold on, hold on. Would you be showing that the witness, the same
17 marriage certificate? Batam.
18
19 **MFR** No.
20
21 **CHM** Or whether witness can, show some light? Bapak cam apa itu
22 dokumen ini? Bisa tengok dokumen macam ini?
23
24 **IMAN** Ya, ya, akta. Akta perkahwinan.
25
26 **MFR** Adakah ini pertama kali Pak Iman melihat dokumen ini?
27
28 **IMAN** Ada.
29
30 **MFR** Sebelum ini ada?
31
32 **IMAN** Ada.
33
34 **MFR** Daripada siapa?
35
36 **IMAN** Daripada lawyer kami, KONTRAS.
37

1 **CHM** Setiap orang yang berkahwin di Indonesia, mesti ada dokumen
2 macam ini, bukan begitu? Kamu pun bila berkahwin dulu pun ada satu
3 dokumen macam ini?
4
5 **IMAN** Kalau saya, agama Islam -
6
7 **CHM** Dari, dikeluarkan oleh pemerintah? Kamu agama Islam?
8
9 **IMAN** Ya. Saya tak ada gini. Tak ada ini. Kalau agama Islam, dia, dia punya
10 dokumen kecil.
11
12 **CHM** Kecil?
13
14 **IMAN** Ya.
15
16 **CHM** Lain ya?
17
18 **IMAN** Seperti pasport.
19
20 **CHM** I see.
21
22 **IMAN** Kalau Islam. Kalau Kristian, saya kurang faham.
23
24 **CHM** Ya, ya. Kamu sudah tengok ya?
25
26 **IMAN** Sudah,
27
28 **CHM** Ini dokumen?
29
30 **IMAN** Sudah.
31
32 **CHM** Kamu perhatikan tak, perkahwinan itu mengambil tempat di Batam?
33
34 **IMAN** Ya, saya perhatikan. Tapi ada fotonya, bahawasanya dia
35 melangsungkan pernikahan di Malaysia.
36
37 **CHM** Ok.

1

2 **MFR** So Pak Iman -

3

4 **CHM** Sebentar. Adakah sijil, sijil ini keperluan hukum Indonesia, mesti ada
5 ini sijil perkahwinan? Mesti ada dokumentasi macam ini
6

7 **IMAN** Ya, kalau di Indonesia mungkin ada.

8

9 **CHM** Mesti ada ya?

10

11 **IMAN** Mesti ada.

12

13 **CHM** Mesti ada, ya. Ok.

14

15 **MFR** Pak Iman bilang tadi pada 2004 Kak Ruth ada menghubungi
16 memberitahu yang dia akan berkahwin.
17

18 **IMAN** Ya.

19

20 **MFR** Adakah dia bagi tahu di mana dia berkahwin?

21

22 **IMAN** Tak ada beritahu. Pada hari itu saya masih kecil, jadi mungkin sama
23 almarhum ibu dan bapa saya.
24

25 **MFR** Maklumat itu diberikan kepada ibu bapa?

26

27 **IMAN** Ya.

28

29 **MFR** Pak Iman, siapakah suami kepada Kak Ruth?

30

31 **IMAN** Joshua Hilmy.

32

33 **MFR** Adakah Pak Iman pernah berjumpa dengan Joshua Hilmy?

34

35 **IMAN** Pernah. 2000, kalau tak silap saya, 2009 waktu orang tua meninggal
36 dunia, Joshua Hilmy dan kakak saya, Ruth, pulang ke kampung, Desa
37 Nambiki.

1
2 **MFR** Itu kali pertama Pak Iman berjumpa dengan Joshua Hilmy?
3
4 **IMAN** Ya.
5
6 **CHM** 2006, masa upacara adat?
7
8 **IMAN** Ya, 2006. Maaf. 2006, ya. Kali pertama. 2006.
9
10 **MFR** 2006?
11
12 **IMAN** Ya. Dan 2009, pulang kerana ayah meninggal.
13
14 **MFR** So -
15
16 **CHM** Hold on, hold on. I think you can take back the exhibit. Dah ambil
17 dah? I think you kena take back lah exhibit. Take back, yes. We don't
18 need anymore kan?
19
20 **MFR** So Pak Iman, pada 2006 sudah berjumpa pertama kali.
21
22 **IMAN** Ya.
23
24 **MFR** Yang kedua 2009.
25
26 **IMAN** 2009.
27
28 **MFR** Pada 2009, Joshua dan Kak Ruth hadir bersama?
29
30 **IMAN** Ya.
31
32 **MFR** Adakah Joshua bagi tahu pekerjaannya, ahli keluarganya, semasa
33 perjumpaan?
34
35 **IMAN** Tak ada.
36
37 **MFR** Pak Iman sendiri tidak tahu -

1
2 **IMAN** Tak tahu.
3
4 **MFR** Latar belakang Joshua ini?
5
6 **IMAN** Dan saya pun tak, tak tanya-tanya.
7
8 **MFR** Adakah Pak Iman tahu Joshua ini sebelum ini adalah, Muslim?
9
10 **IMAN** Ya, saya pernah, saya pernah dengar dia bilang kepada saya, kalau
11 saya awalnya memang Muslim. Dia memang Muslim.
12
13 **MFR** Adakah dia menceritakan lebih lanjut?
14
15 **IMAN** Tak ada.
16
17 **MFR** Pak Iman, adakah Pak Iman berhubung secara langsung dengan Kak
18 Ruth, melalui telefon?
19
20 **IMAN** Pernah. Yang lebih sering, sama isteri saya, kerana saya sedang
21 bekerja dan Kak Ruth sering berbincang dengan isteri saya,
22 Rosmawati.
23
24 **MFR** Rosmawati?
25
26 **IMAN** Ya.
27
28 **MFR** Dengan Joshua Hilmy?
29
30 **IMAN** Joshua Hilmy, pernah saya telefon, video call, waktu dia sakit.
31
32 **MFR** Boleh Pak Iman terangkan lebih lanjut pada tahun bila?
33
34 **IMAN** Saya, tahunnya lupa. Pokoknya saya pernah telefon waktu dia sakit.
35 Itu sahaja. Tapi sekejaplah.
36
37 **CHM** Siapa sakit?

1
2 **IMAN** Joshua Hilmy. Abang.
3
4 **CHM** Bila, bila itu? Bila, berhubung?
5
6 **IMAN** Dia buat video call.
7
8 **CHM** Buat video call?
9
10 **IMAN** Ya.
11
12 **CHM** Dengan Joshua?
13
14 **IMAN** Ya.
15
16 **CHM** Waktu itu Joshua sakit?
17
18 **IMAN** Sakit di hospital.
19
20
21
22 **CHM** Bila agak-agak, bila itu? Di hospital?
23
24 **IMAN** Ya. Saya -
25
26 **CHM** Dia di hospital?
27
28 **IMAN** Ya.
29
30 **CHM** Boleh ingat, kapan?
31
32 **IMAN** Saya lupa tahun berapa.
33
34 **CHM** Lupa tahun ya?
35
36 **IMAN** Lupa tahunnya.
37

[01:15PM]

1 **CHM** Ok.
2
3 **MFR** Jadi Pak Iman tidak ingat tahun?
4
5 **IMAN** Tidak.
6
7 **MFR** Pak Iman bilang isteri selalu berkomunikasi dengan Ruth?
8
9 **IMAN** Ya.
10
11 **MFR** Adakah semasa komunikasi tersebut, Ruth ada bagi tahu sebarang
12 masalah kepada isteri?
13
14 **IMAN** Tak ada. Dia kelihatan happy sahaja.
15
16 **MFR** Pak Iman tahu kali terakhir Ruth menghubungi isteri Pak Iman?
17
18 **IMAN** Sebelum November, dia pernah hubungi isteri saya.
19
20 **MFR** Tiada maklumat yang lain?
21
22 **IMAN** Tak ada, tak ada. Hanya tanya-tanya khabar ajalah.
23
24 **CHM** Menghubungi telefon?
25
26 **IMAN** Ya.
27
28 **CHM** Cakap telefon atau WhatsApp atau pun telefon?
29
30 **IMAN** Telefon aja.
31
32 **CHM** Telefon ya?
33
34 **IMAN** Telefon.
35
36 **MFR** So Pak Iman bilang 2009 adalah kali terakhir berjumpa Joshua dan
37 Ruth.

1

2 **IMAN** Ya.

3

4 **MFR** Secara berdepan.

5

6 **IMAN** Ya.

7

8 **MFR** Selain itu hanya komunikasi melalui telefon.

9

10 **IMAN** Ya.

11

12 **MFR** Pak Iman ada tahu ke Joshua atau Ruth pernah disekat untuk datang
13 ke Indonesia atau sebarang masalah untuk hadir ke Indonesia?

14

15 **IMAN** Tak ada.

16

17 **MFR** Tidak ada. Adakah Pak Iman tahu Joshua atau pun Kak Ruth pernah
18 disiasat oleh mana-mana autoriti di Indonesia?

19

20 **IMAN** Tak ada.

21

22 **MFR** Baik Pak Iman. Seterusnya, bagaimana Pak Iman tahu mengenai
23 kehilangan Kak Ruth dan Joshua?

24

25 **IMAN** Kami tahu Kak Ruth hilang dari salah seorang abang kami, Guna
26 Sitepu yang kebetulan anak, anak Bang Guna itu kerja di Malaysia.
27 Harry Sitepu namanya. Dulu Harry sering bersama Ruth dan Joshua.
28 Selepas itu Harry sudah tak pernah lagi jumpa dengan Joshua. Dan
29 Harry cuba hubungi ke abang Guna Sitepu, yang abang sepupu saya.
30 Baru selepas itu, Guna Sitepu hubungi isteri saya, Rosmawati. Sudah
31 hubungi isteri saya, baru isteri saya hubungi kakak-kakak saya
32 semua, bahawasanya Ruth udah enggak pernah nampak lagi di
33 Malaysia.

34

35 **MFR** Bilakah maklumat ini disampaikan kepada ahli keluarga?

36

37 **IMAN** November.

- 1
- 2 **MFR** November.
- 3
- 4 **IMAN** November 2000, 2016.
- 5
- 6 **MFR** Seterusnya Pak Iman, adakah Pak Iman sendiri terus menghubungi
7 Harry Sitepu untuk mendapatkan kepastian?
- 8
- 9 **IMAN** Ya, pernah menghubungi. Tapi jawapannya, saya enggak tahu dia,
10 Joshua ke mana. Itu aja yang di bilang si Harry sama kami.
- 11
- 12 **MFR** Setakat yang Pak Iman tahu, adakah Harry masih di Malaysia?
- 13
- 14 **IMAN** Saya udah, setahun udah tak ada contact lagi sama dia.
- 15
- 16 **MFR** Baik.
- 17
- 18 **PM2** Pak Iman, maksudnya tidak ada contact sama Pak Iman atau dengan
19 keluarga lain, bukan tidak ada contact? Harry.
- 20
- 21 **IMAN** Harry mungkin pernah contact sama dia punya bapa. Tapi saya, Harry
22 tak pernah lagi saya contact sama dia.
- 23
- 24 **PM2** Kali terakhir, ada pernah jumpa dengan Harry? Atau cuma telefon
25 Harry?
- 26
- 27 **IMAN** Tak pernah.
- 28
- 29 **PM2** Tak pernah jumpa Harry?
- 30
- 31 **IMAN** Tak pernah jumpa lagi.
- 32
- 33 **MFR** Baik Pak Iman. Setelah menerima maklumat kehilangan Ruth dan
34 Joshua pada November 2016, apa tindakan selanjutnya daripada Pak
35 Iman?
- 36
- 37 **IMAN** Kami sudah buat laporan ke polis?

1
2 **CHM** Di mana?
3
4 **IMAN** Di Malaysia. Waktu itu ada, Pastor Eddie yang menemani kami
5 kerana dia fasih dalam berbahasa Indonesia. Jadi kami dihantar ke
6 kantor polis di Petaling.
7
8 **MFR** Sebelum itu Pak Iman, sebelum laporan polis dibuat, tindakan Pak
9 Iman sendiri menghubungi melalui telefon?
10
11 **IMAN** Pernah kami hubungi nombor telefon Ruth. Isteri saya telefon. Call
12 nya masuk tapi tak ada jawapan.
13
14 **MFR** Boleh, ada panggilan? Boleh ring, ada panggilan masuk, boleh
15 masuk?
16
17 **IMAN** Boleh, boleh masuk. Tapi tak ada jawapan.
18
19 **MFR** Berapa kali cuba?
20
21 **IMAN** Ada dua kali.
22
23 **MFR** Bila Pak Iman?
24
25 **IMAN** Disember.
26
27 **MFR** Disember.
28
29 **IMAN** Disember. Kerana, kerana kami sudah mendapat informasi dari Guna
30 Sitepu bahawasanya Ruth tak nampak lagi, kami cuba telefon ke
31 nombor Ruth.
32
33 **MFR** Maksudnya tidak berjawab?
34
35 **IMAN** Ya, tak berjawab.
36

1 **MFR** Jangka masa waktu Pak Iman hubungi itu adalah di awal Disember
2 atau pun di penghujung Disember?
3
4 **IMAN** Pertengahan Disember.
5
6 **MFR** Pertengahan Disember. Adakah Pak Iman juga menghubungi
7 Joshua?
8
9 **IMAN** Tak ada.
10
11 **MFR** Tidak.
12
13 **IMAN** Ruth aja.
14
15 **MFR** Hanya Ruth sahaja.
16
17 **IMAN** Ruth sahaja. Kerana -
18
19 **MFR** Dua kali percubaan?
20
21 **IMAN** Ya.
22
23 **MFR** Selain daripada telefon, Pak Iman ada menghubungi melalui lain-lain
24 medium?
25
26 **IMAN** Tak ada. Dulu kami berteman di Facebook. Tapi sekarang saya tak
27 boleh lihat lagilah, dia punya Facebook. Saya tak tahu.
28
29 **MFR** Boleh Pak Iman jelaskan, sebelum ini Pak Iman berteman dengan
30 Ruth, Kak Ruth?
31
32 **IMAN** Dan Joshua di Facebook.
33
34 **MFR** Tapi selepas?
35
36 **IMAN** Tapi selepas, tak bisa lagi. Tak ada lagi.
37

1 **MFR** Pada bila?
2
3 **IMAN** Januarilah. Januari 2017.
4
5 **MFR** 17?
6
7 **IMAN** Tak bisa saya lihat lagi. Dia punya Facebook saya tak boleh lihat.
8
9 **MFR** Adakah Pak Iman juga berteman dengan Joshua?
10
11 **IMAN** Di Facebook?
12
13 **MFR** Di Facebook.
14
15 **IMAN** Dulu.
16
17 **MFR** Sekarang?
18
19 **IMAN** Sekarang tak.
20
21 **MFR** Selepas sama dengan Kak Ruth?
22
23 **IMAN** Ya.
24
25 **MFR** Adakah Pak Iman rasa Pak Iman telah dibuang atau pun -
26
27 **IMAN** Mungkin di blockir.
28
29 **MFR** Disekat?
30
31 **IMAN** Ya, disekat.
32
33 **MFR** So, jadi Pak Iman bilang tadi, Pak Iman selepas mengetahui
34 kehilangan itu, cuba menghubungi dan panggilan tidak berjawab?
35
36 **IMAN** Ya.
37

1 **MFR** Seterusnya Pak Iman langsung ke Malaysia pada 2018?
2
3 **IMAN** Ya.
4
5 **MFR** Dengan bantuan -
6
7 **IMAN** Februari. Dengan bantuan Pastor Eddie.
8
9 **MFR** Pastor Eddie. Dalam jangka sebelum Pak Iman ke Malaysia, adakah
10 siapa-siapa individu yang datang ke Indonesia untuk memberitahu
11 maklumat kehilangan?
12
13 **IMAN** Ada Ibu Imelda dari Jakarta.
14
15 **MFR** Ibu Imelda dari Jakarta.
16
17 **IMAN** Ya. Rakan-rakan gereja Ruth.
18
19 **MFR** Rakan gereja Ruth.
20
21 **IMAN** Ya.
22
23 **MFR** Dia memperkenalkan diri dia sebagai rakan?
24
25 **IMAN** Ya.
26
27 **MFR** Gereja di mana, Pak Iman?
28
29 **IMAN** Gerejanya saya, kurang faham.
30
31 **MFR** Di Malaysia atau di Indonesia?
32
33 **IMAN** Di Indonesia.
34
35 **MFR** Indonesia?
36
37 **IMAN** Ya.

1
2 **MFR** So Imelda datang berseorangan?
3
4 **IMAN** Ya.
5
6 **MFR** Apa maklumat yang disampaikan kepada Pak Iman?
7
8 **IMAN** Supaya buat laporan. Dia menganjurkan kami supaya buat laporan ke
9 kantor polis.
10
11 **MFR** Maklumat mengenai kehilangan itu, apa yang disampaikan?
12
13 **IMAN** Saya kurang faham.
14
15 **MFR** Maksudnya bila Imelda datang ke Indonesia, ke rumah Pak Iman -
16
17 **IMAN** Ya.
18
19 **MFR** Memberitahu kehilangan Ruth dan Joshua?
20
21 **IMAN** Ya.
22
23 **MFR** Itu sahaja?
24
25 **IMAN** Ya.
26
27 **MFR** Dan dia langsung menasihati Pak Iman untuk membuat laporan?
28
29 **IMAN** Ya.
30
31 **PM2** Ada dia bilang informasi yang lain-lain?
32
33 **IMAN** Tak ada. Kerana mereka tahu sudah hilang dan mereka bantu kami
34 supaya buat laporan ke polis Malaysia.
35
36 **CHM** Mereka sudah tahu Ruth sudah hilang?
37

1 **IMAN** Sudah.
2
3 **CHM** Mereka tahu?
4
5 **IMAN** Ya.
6
7 **CHM** Bagaimana mereka tahu? Imelda. Bagaimana Imelda tahu?
8
9 **IMAN** Mungkin dari kawan-kawan, teman-teman gerejanya.
10
11 **CHM** Right.
12
13 **MFR** Pak Iman bilang mereka. Adakah ramai, semasa hadir ke rumah Pak
14 Iman tersebut?
15
16 **IMAN** Ada.
17
18 **MFR** Berseorangan sahaja atau pun Imelda berseorangan sahaja atau
19 bersama yang lain?
20
21 **IMAN** Ada juga teman gerejanya tinggal di Nambiki. Namanya Christine
22 (01:24:47PM).
23
24 **MFR** Christine.
25
26 **IMAN** Ya.
27
28 **MFR** So maksudnya Imelda datang berdua?
29
30 **IMAN** Ya. Sama Christine.
31
32 **MFR** Ok.
33
34 **IMAN** Christine yang menunjukkan kita punya rumah di Nambiki.
35
36 **MFR** Pak Iman datang ke Malaysia pada tanggal?
37

1 **IMAN** Februari 2018. Itu saya datang buat laporan ke kantor polis.
2
3 **MFR** Bersama siapa?
4
5 **IMAN** Kakak saya, Elisabeth.
6
7 **MFR** Pak Iman ingat tanggalnya berapa?
8
9 **IMAN** Boleh saya lihat? Ya, Tanggal 28.02.2018.
10
11 **MFR** Itu laporan polis dibuat?
12
13 **IMAN** Ya.
14
15 **MFR** Hadir ke Malaysia ke, sampai di Malaysia pada bila?
16
17 **IMAN** 27.
18
19 **MFR** 27. Pada tanggal 27, Pak Iman langsung ke mana?
20
21 **IMAN** Ke hotel dulu.
22
23 **MFR** Selepas itu?
24
25 **IMAN** Selepas itu, besoknya baru ke kantor polis.
26
27 **MFR** Ok Pak Iman, sebelum itu adakah Pak Iman pernah membuat lawatan
28 ke rumah Joshua dan Ruth?
29
30 **IMAN** Ya, kami pernah lihat. Kami lihat dari luar.
31
32 **MFR** Dari luar sahaja?
33
34 **IMAN** Ya.
35
36 **MFR** Tidak masuk ke dalam?
37

1 **IMAN** Pernah masuk juga bersama... Peter.
2
3 **MFR** Boleh Pak Iman ingat tanggal berapa? Adakah sejurus selepas
4 sampai ke Malaysia?
5
6 **IMAN** Ya, selepas Malaysia kami terus ke situ.
7
8 **MFR** Pada 27?
9
10 **IMAN** Ya.
11
12 **MFR** So, Panel, can we tender the pictures for the -
13
14 **CHM** Yes sure.
15
16 **PM2** Yes.
17
18 **CHM** When a witness give evidence, did you ask the age of the witness?
19 Mula-mula? Your name, your age, occupation? Age minta tak?
20
21 **MFR** Sorry Panel, we didn't ask about the age.
22
23 **CHM** I see. From now on you must ask name, the age, address and
24 occupation, yes. You ask, one by one. You lead the question, yes.
25
26 **MFR** Ok.
27
28 **CHM** Don't just ask the witness about herself or himself, yes.
29
30 **MFR** Alright.
31
32 **CHM** Ok.
33
34 **MFR** Panel, will we mark it as Exhibit 10?
35
36 **CHM** 10, yes? 10?
37

1 MFR Yes.
2
3 CHM Ok, we mark it A, B, C, D, E and so forth, right?
4
5 MFR Alright.
6
7 CHM Arrange in the same order? Is it arranged in the same order? Yes, ok.
8
9 MFR Pak Iman, boleh lihat gambar?
10
11 IMAN Boleh.
12
13 CHM Hold on, hold on. We -
14
15 PM2 Can you help mark?
16
17 CHM Yes.
18
19 PM2 Zaidi, boleh tolong mark foto?
20
21 MFR Panel, the pictures are from 10A to 10K.
22
23 CHM That's it?
24
25 MFR Yes.
26
27 CHM Yes.
28
29 MFR Pak Iman, boleh lihat gambar?
30
31 IMAN Boleh.
32
33 MFR Untuk gambar yang pertama. Pak Iman, gambar ini telah diberikan
34 oleh Ibu Ram Ram kepada Panel. So, adakah ini -
35
36 [01:30PM]
37

1 **CHM** Sebentar, sebentar ya. Berapa umur kamu?
2
3 **IMAN** 39.
4
5 **CHM** 39 ya. Umur, umur kakak kamu. Siapa nama yang tadi, Ram?
6
7 **MFR** Ram Ram Elisabeth.
8
9 **IMAN** Ram Ram.
10
11 **CHM** Ram Ram. Umur Ram Ram?
12
13 **IMAN** Umur Ram Ram, saya tak ingatlah.
14
15 **CHM** Ram Ram itu kakak ya?
16
17 **IMAN** Kakak.
18
19 **CHM** Umur Ruth berapa?
20
21 **IMAN** Umur Ruth lahir tanggal 28.10.1969.
22
23 **CHM** Sebentar ya. Ruth, bila?
24
25 **IMAN** Tanggal 28 Oktober.
26
27 **CHM** Ya?
28
29 **IMAN** 1969.
30
31 **CHM** Kamu lahir? Kamu?
32
33 **IMAN** 1980.
34
35 **CHM** Kamu adik ya?
36
37 **IMAN** Ya adik.

1
2 **CHM** Siapa tua? Antara Ruth dengan Ram, Ruth, Ruth tua sekallah?
3
4 **IMAN** Ruth. Ram Ram. Adik dari Ruth.
5
6 **CHM** Adik.
7
8 **IMAN** Di bawah Ruth.
9
10 **CHM** Ya.
11
12 **MFR** Pak Iman, untuk gambar 10A.
13
14 **IMAN** Ok.
15
16 **MFR** Adakah ini rumah yang Pak Iman pergi?
17
18 **IMAN** Ya.
19
20 **MFR** Pada 27?
21
22 **IMAN** Ya, ya.
23
24 **MFR** Februari.
25
26 **IMAN** Ya betul.
27
28 **MFR** Boleh Pak Iman bagi tahu siapa yang bersama dengan Pak Iman
29 semasa lawatan ini?
30
31 **IMAN** Kami bersama Peter.
32
33 **MFR** Peter?
34
35 **IMAN** Ya.
36
37 **MFR** Tiga orang?

1
2 **IMAN** Ya.
3
4 **MFR** Tiada penambahan lain?
5
6 **IMAN** Tak ada.
7
8 **MFR** Pak Iman?
9
10 **IMAN** Tak ada.
11
12 **MFR** Tiga orang.
13
14 **IMAN** Sama anaknya, anaknya.
15
16 **MFR** Anaknya.
17
18 **IMAN** Joshua, ya, Joshua anak dari Peter.
19
20 **MFR** Josiah.
21
22 **IMAN** Ya Josiah.
23
24 **MFR** Pak Iman tahu siapa Peter ini?
25
26 **IMAN** Dia yang buat laporan pertama ke kantor polis, yang saya tahu.
27
28 **MFR** Ok Pak Iman, kalau boleh Pak Iman tengok gambar itu, adakah apa-
29 apa Pak Iman boleh terangkan kepada Panel? Untuk gambar 10A,
30 Tidak ada?
31
32 **IMAN** Tidak ada.
33
34 **MFR** Pda jam berapa lawatan ini Pak Iman?
35
36 **IMAN** Pukul 03:00PM.
37

1 **MFR** 03:00PM. Ok. Untuk 10, gambar 10B. Adakah ini kawasan depan?
2
3 **IMAN** Ya.
4
5 **MFR** 10C? Kawasan di mana?
6
7 **IMAN** Di depan juga.
8
9 **MFR** Di depan.
10
11 **PM2** Ini kali pertama ya, Pak Iman pernah ke rumah ini?
12
13 **IMAN** Ya.
14
15 **MFR** 10E merupakan kawasan dapur?
16
17 **IMAN** Ya, ini dapur.
18
19 **MFR** Adakah apa-apa perkara yang mencurigakan?
20
21 **IMAN** Tak ada. Di sini semua barang-barang dapur semua masih lengkap.
22 Makanan-makanan di peti sejuk pun lengkap semua.
23
24 **MFR** Untuk gambar 10H, boleh Pak Iman terangkan di mana kawasan ini?
25
26 **IMAN** Ini jalan menuju kamar ya.
27
28 **MFR** Bukan bilik?
29
30 **IMAN** Ya bilik.
31
32 **MFR** Untuk gambar 10J Pak Iman, adakah ini gambar di bilik Joshua Hilmy
33 dan Ruth?
34
35 **IMAN** Ya, ini seperti dia punya ofis.
36
37 **MFR** 10J?

1
2 **IMAN** 10.
3
4 **MFR** Almari? Sepertinya almari.
5
6 **IMAN** Seperti almari. Ini di bahagian ruang tamu. Ya.
7
8 **MFR** Di ruang tamu?
9
10 **IMAN** Kamar, kamar.
11
12 **MFR** Kamar.
13
14 **IMAN** Kamar.
15
16 **MFR** Ada apa-apa yang mencurigakan kamar ini?
17
18 **IMAN** Tak ada. Semua lengkap.
19
20 **MFR** Bagaimana keadaannya, masih teratur, kemas?
21
22 **IMAN** Semua masih teratur tapi dia punya tempat tidur, agak... agak
23 berselerak dia.
24
25 **MFR** Seperti gambar 10 -
26
27 **IMAN** Ya.
28
29 **MFR** Yang terakhir.
30
31 **IMAN** Ya.
32
33 **MFR** 10K. Ok Pak Iman, semasa ke rumah ini, adakah sesiapa yang lain
34 yang tinggal di rumah ini?
35
36 **IMAN** Tak ada.
37

1 **MFR** Tak ada. Pak Iman, tahu siapa pemilik rumah ini?
2
3 **IMAN** Saya tak tahu.
4
5 **MFR** Tidak tahu?
6
7 **IMAN** Tak tahu.
8
9 **MFR** Pak Iman bagi tahu kepada Panel bahawa ini pertama kali Pak Iman
10 berjumpa dengan Peter. Betul?
11
12 **IMAN** Betul.
13
14 **MFR** Apakah maklumat yang disampaikan oleh Peter semasa pertemuan?
15
16 **IMAN** Dia cakap kepada saya bahawasanya dia sudah buat laporan ke
17 kantor polis. Itu aje.
18
19 **MFR** Mengenai kehilangan Ruth?
20
21 **IMAN** Ya.
22
23 **MFR** Selain daripada itu?
24
25 **IMAN** Tak ada.
26
27 **MFR** Tak ada. So seterusnya pada tarikh tanggal 28 Februari. Pak Iman,
28 2018, Pak Iman buat laporan polis?
29
30 **IMAN** Ya.
31
32 **MFR** Adakah Pak Iman yang buat laporan polis?
33
34 **IMAN** Kakak saya. Saya menemani kakak saya. Bukti laporan ada.
35
36 **MFR** Semasa laporan polis dibuat, Pak Iman bersama kakak sahaja?
37

1 **IMAN** Ya.

2

3 **MFR** Tiada orang lain?

4

5 **IMAN** Ditemani sama Pastor Eddie.

6

7 **MFR** Pastor Eddie.

8

9 **IMAN** Kerana dia fasih berbahasa Indonesia.

10

11 **CHM** Pastor Eddie orang Indonesia ke orang Malaysia?

12

13 **IMAN** Orang Malaysia.

14

15 **CHM** Tapi fasih?

16

17 **IMAN** Bahasa Indonesia.

18

19 **CHM** Ya.

20

21 **IMAN** Dia tinggal di Sarawak kalau tak salah (01:38:10PM).

22

23 **MFR** Pak Iman, saya mahu kembali semula ke awal. So Pak Iman datang,
24 menurut Pak Iman pada 27.

25

26 **IMAN** Ya.

27

28 **MFR** Februari. So urusan penerbangan, semua urusan di Malaysia, siapa
29 uruskan?

30

31 **IMAN** Imelda.

32

33 **MFR** Imelda. Dari, daripada Indonesia?

34

35 **IMAN** Ya.

36

37 **MFR** Dia tidak ikut?

1
2 **IMAN** Dia uruskan tiket semua, tiket saya dan hotel saya, dia semua
3 uruskan. Kami pergi ke mari.
4
5 **MFR** Dia tidak ikut sekali ke Malaysia?
6
7 **IMAN** Tak.
8
9 **MFR** So jadi Pak Iman, setelah laporan polis dibuat, adakah pihak polis
10 memanggil untuk mendapatkan keterangan Pak Iman?
11
12 **IMAN** Tak ada. Selepas kami buat laporan, kami rencana buat pengaduan
13 lagi ke Kedutaan Republik Indonesia yang di Malaysia. Tapi polisi
14 bilang, jangan dulu lapor kes ini. Biar kami tangani dulu. Biar kami cari
15 dulu kamu punya kakak di mana. Kami pun percaya sama polisi
16 kerana dia ngomong seperti itu dan kami pun menunggu hasilnya, tapi
17 tak ada.
18
19 **MFR** Jadinya Pak Iman, polis menasihati Pak Iman sama kakak Ram Ram
20 supaya tidak membuat laporan ke -
21
22 **IMAN** Ya.
23
24 **MFR** Kedutaan.
25
26 **IMAN** Ya.
27
28 **MFR** Boleh Pak Iman jelaskan siapa anggota tersebut? Nama?
29
30 **IMAN** Nama, saya, nama polisi? Nama polisinya saya -
31
32 **MFR** Tidak -
33
34 **IMAN** Tak kenal. Tapi kami ada sempat bergambar.
35
36 **CHM** Dengan polisi itu?
37

1 **IMAN** Ya.
2
3 **CHM** Ada simpan, masih simpan gambarnya?
4
5 **IMAN** Ada.
6
7 **CHM** Dalam handphone?
8
9 **IMAN** Ya.
10
11 **CHM** Boleh tunjuk?
12
13 **IMAN** Sebentar Dato'.
14
15 **CHM** Siapa yang ambil gambar ini?
16
17 **IMAN** Pastor Eddie. Pastor Eddie.
18
19 **CHM** Kamu ingat nama pegawai polis ini?
20
21 **IMAN** Saya tak ingat, Dato'.
22
23 **CHM** Jadi, pegawai polis ini yang menasihati kamu jangan lagi
24 menghubungi Kedutaan Indonesia?
25
26 **IMAN** Jangan, jangan dulu menghubungi kedutaan.
27
28 **CHM** Dia, dia menasihati kamu -
29
30 **IMAN** Ya.
31
32 **CHM** Secara terus, kepada kamu? Melalui peguam atau terus kepada kamu
33 menasihati?
34
35 **IMAN** Langsung.
36
37 **CHM** Langsung dengan kamu?

1
2 **IMAN** Langsung. Jangan dulu lapor ke kedutaan, biar kami bekerja dulu.
3 Biar kami cari dulu kakak kamu.
4
5 **CHM** Mengapa yang membuat dia berkata begitu? Adakah kamu beritahu
6 dia yang kamu bercadang untuk melapor kepada Kedutaan
7 Indonesia? Mengapa dia menasihati begitu? Adakah kamu beritahu
8 dia kamu mahu ke kedutaan?
9
10 **IMAN** Tak ada.
11
12 **CHM** Ya?
13
14 **IMAN** Tak ada.
15
16 **CHM** Tak ada?
17
18 **IMAN** Tak ada.
19
20 **CHM** Kamu tak beritahu dia?
21
22 **IMAN** Tak beritahu. Saya -
23
24 **CHM** Ini, ya?
25
26 **IMAN** Saya tak tanya dia kenapa dia berkata seperti itu. Saya yakin, saya
27 percaya waktu dia berkata seperti itu kepada saya, mungkin polis
28 serius untuk menangani, untuk mencari kakak saya. Itu aja dalam
29 pemikiran saya.
30
31 **CHM** Ada kamu beritahu pegawai polis ini kamu ingin ke kedutaan dan buat
32 laporan? Ada beritahu dia?
33
34 **IMAN** Ada.
35
36 **CHM** Ada?
37

1 **IMAN** Mungkin saya selepas laporan, lapor di polisi, saya akan ke kedutaan,
2 saya kata.
3
4 **CHM** Ya.
5
6 **IMAN** Tapi tak, tak perlulah dulu ke kedutaan, biar kami polisi cari dulu kamu
7 punya kakak. Dia kata seperti itu.
8
9 **CHM** Ok. Sudah hilang gambar itu. Ok. Macam mana? Ok.
10
11 **IMAN** Sorry.
12
13 **CHM** Ingat nama ini polis, ingat nama dia?
14
15 **IMAN** Saya tak ingat, Dato'.
16
17 **CHM** I can see the rank. I can see the number. 828... 82829. 82829. But
18 the name is not clear. The rank is a sergeant. Boleh saya tunjuk
19 kepada, come. Pegawai ya? Ya. To everyone, yes. Make a copy, yes.
20 Make a copy. Ok pinjam dulu ya, pinjam ya. Ok, carry on.
21
22 **[01:45PM]**
23
24 **MFR** Ok Panel, we just to confirm the sergeant because we have recorded
25 his statement.
26
27 **CHM** Ok.
28
29 **MFR** The name is Sjn Ahmad Sidi Bin Nordin (01:45:43PM). Body No.
30 RF82829.
31
32 **CHM** RF 8?
33
34 **MFR** 8-2.
35
36 **CHM** Yes.
37

1 **MFR** 829.
2
3 **CHM** He will be coming?
4
5 **MFR** Yes. We will be calling him.
6
7 **CHM** Ok.
8
9 **MFR** Boleh sambung, Panel?
10
11 **CHM** Ya.
12
13 **MFR** Pak Iman, just untuk confirmation, Adakah Pak Iman diminta untuk
14 diberi, memberi keterangan?
15
16 **IMAN** Polis maksudnya?
17
18 **MFR** Ya.
19
20 **IMAN** Tak ada.
21
22 **MFR** Tidak ada. Jadi siapa yang dipanggil untuk beri keterangan?
23
24 **IMAN** Kakak saya.
25
26 **MFR** Ibu Ram Ram?
27
28 **IMAN** Ya.
29
30 **MFR** Pada hari yang sama?
31
32 **IMAN** Ya.
33
34 **MFR** Dan berkenaan dengan nasihat untuk tidak terus ke, ke pejabat
35 kedutaan adalah pada hari yang sama?
36
37 **IMAN** Ya. Selepas buat laporan.

1
2 **MFR** 28 Februari.
3
4 **IMAN** Ya.
5
6 **PM2** Mr Faiz, there is one police report or two? Ada, you are asking
7 whether it's the same report or the second police report?
8
9 **MFR** Second police report.
10
11 **PM2** But you have not tendered, have you exhibit? Belum?
12
13 **MFR** Only one police report.
14
15 **PM2** Only one police report, right?
16
17 **MFR** Yes.
18
19 **PM2** So when you asked him about the police report it's, who made the
20 police report?
21
22 **MFR** He made, he already answered, his sister.
23
24 **PM2** Sister?
25
26 **MFR** Yes.
27
28 **PM2** Ok.
29
30 **MFR** Pak Iman, untuk confirmation, laporan polis dibuat oleh Ibu Ram Ram
31 pada 28 -
32
33 **IMAN** Februari.
34
35 **MFR** Februari. Dan laporan ini hanya satu sahaja?
36
37 **IMAN** Satu sahaja.

1
2 **MFR** Laporan polis.
3
4 **IMAN** Satu sahaja.
5
6 **CHM** Has this report been shown to witness to identify?
7
8 **MFR** Ya.
9
10 **CHM** Tadi? Sudah?
11
12 **PM2** Belum.
13
14 **CHM** Belum lagi?
15
16 **MFR** Belum.
17
18 **CHM** What's the exhibit number?
19
20 **MFR** Exhibit 8.
21
22 **CHM** 8 ya.
23
24 **PM2** Ada ya, sama? Yes, he's got the -
25
26 **MFR** Adakah ini laporan polis?
27
28 **IMAN** Ya.
29
30 **MFR** Pak Iman, adakah laporan polis juga dibuat di Indonesia?
31
32 **IMAN** Ya, saya pernah buat di Mabes Polri Jakarta.
33
34 **MFR** Ulang. Di mana?
35
36 **IMAN** Di Mabes Polri, Jakarta.
37

1 **MFR** Pada bila?
2
3 **IMAN** 24.04.2018.
4
5 **MFR** Adakah Pak Iman sendiri yang membuat laporan polis tersebut?
6
7 **IMAN** Ya, saya sendiri ditemani adik sepupu saya yang kebetulan tinggal di
8 Jakarta.
9
10 **MFR** Untuk laporan polis, sebelum ke Indonesia, di Malaysia dulu. Adakah
11 sebarang maklum balas selepas laporan polis dibuat pada 28.02.2018
12 di Malaysia, adakah polis menghubungi Pak Iman untuk memberi
13 sebarang update?
14
15 **IMAN** Tak ada.
16
17 **MFR** Bagaimana laporan polis di Indonesia?
18
19 **IMAN** Tak ada tindakan.
20
21 **CHM** Tak ada?
22
23 **IMAN** Tak ada tindakan.
24
25 **CHM** Tindakan?
26
27 **IMAN** Ya.
28
29 **CHM** Ok.
30
31 **IMAN** Tak ada upayalah dari polisi Indonesia.
32
33 **PM2** Laporan polis di Indonesia itu ada, ada gambar ke ada foto?
34
35 **IMAN** Tak ada. Saya hanya -
36
37 **PM2** Tiada salinan?

1
2 **IMAN** Ya, diterima. Kami hanya berbincang-bincang.
3
4 **PM2** Tidak ada tulisan apa-apa ya?
5
6 **IMAN** Tak ada.
7
8 **PM2** Ok.
9
10 **MFR** Pak Iman, selain daripada Pak Iman melaporkan ke polis, adakah
11 autoriti lain atau pun pihak berkuasa lain yang menghubungi Pak Iman
12 untuk membantu siasatan?
13
14 **IMAN** Ada KONTRAS, akhirnya KONTRAS membantu saya dan lawyer
15 kami, Lubisanto sama Miramis (01:50:00PM) itulah membantu kami,
16 bantu saya ke Kementerian Luar Negeri dan Komnasham
17 (01:50:09PM) pada tahun 2018.
18
19 **MFR** 2018.
20
21 **IMAN** Ya.
22
23 **CHM** Bagaimana kamu ke, ke sini, naik pesawat?
24
25 **IMAN** Ya, pesawat, Dato'.
26
27 **CHM** Yang mana satu? Garuda ke, Air Asia?
28
29 **IMAN** Air Asia.
30
31 **CHM** Air Asia?
32
33 **IMAN** Air Asia.
34
35 **CHM** Dari?
36
37 **IMAN** Dari Ibu Imelda.

1
2 **CHM** Tak, dari Medan?
3
4 **IMAN** Dari Medan.
5
6 **CHM** Terus ke Kuala Lumpur ya?
7
8 **IMAN** Ya, Kuala Lumpur.
9
10 **CHM** Setibanya kamu di Lapangan Kuala Lumpur -
11
12 **IMAN** Ya.
13
14 **CHM** Adakah itu kali pertama kamu di sini? Kali pertama?
15
16 **IMAN** Kali pertama Februari 2017, yang buat laporan ke kantor polisi. Itulah
17 kali pertama saya ke Malaysia.
18
19 **CHM** Ya. Itu kali pertama?
20
21 **IMAN** Ya.
22
23 **CHM** Yang ini yang di, diaturkan oleh Ibu Imelda?
24
25 **IMAN** Ya.
26
27 **CHM** 2017?
28
29 **IMAN** Ya.
30
31 **CHM** 2017.
32
33 **IMAN** Ya.
34
35 **CHM** Ibu Imelda yang mengaturkan?
36
37 **IMAN** Ya Dato'. Tiket penerbangan serta juga hotel?

1
2 **IMAN** Ya.
3
4 **PM2** Kali pertama, he said according to the police report he came is 2018.
5
6 **CHM** Encik cuba ingat baik-baik.
7
8 **IMAN** 2018. 2018, kali pertama.
9
10 **CHM** Bukan 17 ya?
11
12 **IMAN** Bukan 17. Maaf Dato'.
13
14 **CHM** 18 ya?
15
16 **IMAN** Ya.
17
18 **CHM** Ok. Setiba kamu di lapangan terbang, ini kali pertama, bukan? Kali pertama di Malaysia?
19
20
21 **IMAN** Ini kali ketigalah.
22
23 **CHM** Biasa ke Malaysia?
24
25 **IMAN** Kali pertama 2018 Februari.
26
27 **CHM** Masa itu Ibu Imelda aturkan itu kali pertama?
28
29 **IMAN** Ya.
30
31 **CHM** Ok, kali pertama, bukan?
32
33 **IMAN** Ya.
34
35 **CHM** Ok. Sampai kamu di lapangan terbang, siapa yang, siapa-siapa menunggu kamu untuk membantu? Sebab itu kali pertama?
36
37

1 **IMAN** Naik teksi.
2
3 **CHM** Naik teksi?
4
5 **IMAN** Teksi.
6
7 **CHM** Tak ada siapa yang -
8
9 **IMAN** Ada.
10
11 **CHM** Ya?
12
13 **IMAN** Dia juga naik teksi.
14
15 **CHM** Dan kamu naik teksi, kamu ke mana kamu tuju?
16
17 **IMAN** Ke hotel. Ada dia kasi alamat hotel. Saya kasi alamat ke teksi itu. Dan
18 dia hantar ke teksi.
19
20 **CHM** Dan daripada hotel, hari yang sama kamu ke, ke rumah ini? Ke rumah
21 yang, gambar yang kamu tengok ini?
22
23 **IMAN** Ya.
24
25 **CHM** Hari yang sama juga ke rumah itu?
26
27 **IMAN** Ya.
28
29 **CHM** Ok,
30
31 **MFR** So Pak Iman, just untuk confirmation, selepas 28 Februari, bila Pak
32 Iman pulang ke Indonesia semula?
33
34 **IMAN** Tanggal -
35
36 **CHM** 2.
37

1 MFR Mac?
2
3 IMAN Ya.
4
5 MFR Ok.
6
7 CHM Sesampai kamu di Malaysia, bila kamu bertemu dengan Pastor
8 Eddie? Bila?
9
10 IMAN Tanggal 28 itu.
11
12 CHM 28?
13
14 IMAN Ya. Lepas membuat laporan ke kantor polisi. Kami naik dia punya
15 kereta.
16
17 CHM Siapa punya kereta?
18
19 IMAN Pastor Eddie.
20
21 CHM No. Soalan saya, siapa yang mengaturkan kamu untuk bertemu
22 dengan Pastor Eddie? Siapa yang mengaturkan, bagaimana?
23
24 IMAN Ibu Imelda.
25
26 CHM Ya?
27
28 IMAN Ibu Imelda. Mungkin mereka ada komunikasi dari gereja-gereja.
29
30 CHM Ya, ya.
31
32 IMAN Gereja mereka.
33
34 CHM Ya. Jadi di mana kamu mula-mula bertemu dengan Pastor Eddie? Di
35 balai polis ke atau pun di rumah ini?
36
37 IMAN Di hotel. Dari hotel.

1
2 **CHM** Di hotel.
3
4 **IMAN** Ya, kami dijemput, kami pergi bersama ke kantor polis buat laporan.
5
6 **CHM** Dijemput oleh Pastor Eddie?
7
8 **IMAN** Ya.
9
10 **CHM** Ok.
11
12 **MFR** Pak Iman, untuk confirmation, Pastor Eddie mengenali Joshua dan
13 Ruth?
14
15 **IMAN** Ya.
16
17 **MFR** Sejak bila, sejak bila?
18
19 **IMAN** Saya kurang tahu.
20
21 **MFR** Bagaimana Pak Iman boleh confirm yang Pastor Eddie mengenali
22 Joshua dan Ruth?
23
24 **IMAN** Mungkin dia satu gereja.
25
26 **MFR** Kemungkinan?
27
28 **IMAN** Ya, kemungkinan.
29
30 **MFR** Tapi tidak pasti?
31
32 **IMAN** Tapi tak pasti. Saya pun tak tanya-tanya kalilah. Kerana tujuan saya
33 ke mari buat laporan aja, gitu.
34
35 **CHM** Are you calling Pastor Eddie?
36
37 **MFR** Pastor Eddie, no. Not yet. We just got the information today. Today.

1
2 **CHM** Ok, ok. Ok, ok. So you look, you look into this, yes.
3
4 **MFR** Alright. So Pak Iman, saya bawa balik. Pihak keluarga mengetahui
5 kehilangan Ruth, Joshua, 2016, November?
6
7 **IMAN** Ya.
8
9 **MFR** Sebelum itu, adakah Pak Iman pernah dimaklumkan atau diberitahu
10 oleh Joshua atau pun Kak Ruth bahawa mereka menerima sebarang
11 ancaman?
12
13 **IMAN** Tak ada. Tak pernah dia kata ke kami kalau dia diancam.
14
15 **MFR** Melalui telefon, melalui -
16
17 **IMAN** Tak ada.
18
19 **MFR** Perjumpaan?
20
21 **IMAN** Tapi waktu dulu, dia ke kampung Nambiki, dia pernah cakaplah saya
22 pernah diancam tapi saya tak takut.
23
24 **MFR** Siapa yang ancam?
25
26 **IMAN** Dia -
27
28 **CHM** Siapa cakap?
29
30 **IMAN** Joshua.
31
32 **MFR** Joshua.
33
34 **IMAN** Dia pernah. Tapi saya, ya, beranggap orang jahat di mana pun ada,
35 tapi saya enggak berfikiran sampai seperti ini.
36
37 **MFR** Pada tahun berapa?

1
2 **IMAN** Pada tahun 2009 ya. 2009 lah, lepas dia ke -
3
4 **MFR** Ke kampung.
5
6 **IMAN** Di Indonesia?
7
8 **IMAN** Ya.
9
10 **IMAN** Masa menghadiri pengebumian.
11
12 **IMAN** Ya.
13
14 **MFR** Kematian. Baik. Untuk Kak Ruth, tidak, adakah dia pernah -
15
16 **IMAN** Tak ada.
17
18 **CHM** Kamu pernah tanya Joshua apakah yang dimaksudkan dengan
19 ancam itu? Apakah yang dimaksudkan olehnya?
20
21 **IMAN** Diancam-ancam gitu, Dato'. Di, umpamanya kaya... kaya mahu
22 dirusuhi gitu.
23
24 **CHM** Ya?
25
26 **IMAN** Kaya, kaya diancam, tapi siapa yang ancam dia tak beritahu.
27
28 **CHM** Atau pun bagaimana diancam, ada, ada -
29
30 **IMAN** Tak ada, tak ada dia kata, saya sering diancam. Saya pernah
31 diancam tapi saya tak takut.
32
33 **PM2** Sebabnya kenapa diancam?
34
35 **CHM** Ya.
36
37 **IMAN** Saya pun kurang, terus mendalami, kurang bertanya-tanya.

- 1
- 2 **PM2** Waktu itu dia ngomong sama Pak Iman seorang atau dengan ahli
- 3 keluarga lain itu?
- 4
- 5 **IMAN** Saya sendiri. Kami berduka berduka, kami cerita-cerita. Tapi saya pun
- 6 kurang bertanya-tanyalah, kerana saya berfikir di mana pun banyak
- 7 orang jahat, biasa.
- 8
- 9 **CHM** Ini perbualan ini di mana, di rumah siapa?
- 10
- 11 **IMAN** Di rumah bapa. Bapa kami, di Nambiki.
- 12
- 13 **CHM** Nambiki?
- 14
- 15 **IMAN** Ya.
- 16
- 17 **CHM** Waktu itu dua-dua balik daripada Malaysia?
- 18
- 19 **IMAN** Ya.
- 20
- 21 **CHM** Ruth dengan Joshua?
- 22
- 23 **IMAN** Ya.
- 24
- 25 **CHM** Balik. Untuk berapa lama?
- 26
- 27 **IMAN** Sekitar dua minggu.
- 28
- 29 **CHM** Dua minggu.
- 30
- 31 **IMAN** Ya.
- 32
- 33 **CHM** Apa sebab balik itu? Adakah untuk tujuan tertentu atau balik cuti?
- 34
- 35 **IMAN** Ayah meninggal. Bapa, bapa meninggal dunia.
- 36
- 37 **CHM** Meninggal?

1
2 **IMAN** Ya.
3
4 **CHM** Ok, ya.
5
6 **PM2** Bapa atau ibu?
7
8 **IMAN** Bapa.
9
10 **MFR** Jadi Pak Iman, adakah Pak Iman atau pun, atau pun ahli keluarga
11 mengesyaki apa-apa berkaitan dengan maklumat yang diberikan oleh
12 Joshua?
13
14 **IMAN** Saya pernah bercerita dia punya, Joshua punya bapa angkat di
15 Nambiki. Katanya dia diancam mahu dibunuh. Ada dia menerima
16 telefon dari Joshua ke bapa angkat yang di Nambiki.
17
18 **MFR** Siapa nama bapa angkat Joshua?
19
20 **IMAN** Bebas Bagun
21
22 **MFR** Bebas Bagun. Joshua menghubungi Bebas Bagun.
23
24 **IMAN** Ya.
25
26 **MFR** Memberitahu yang dia diancam untuk dibunuh?
27
28 **IMAN** Ya.
29
30 **MFR** Dan Bebas Bagun memaklumkan perkara ini kepada Pak Iman?
31
32 **IMAN** Ya.
33
34 **MFR** Pada bila?
35
36 **IMAN** 2000, sekitar 2018.
37

1 **MFR** Jadinya Joshua Hilmy menghubungi Bebas Bagun -
2
3 **IMAN** Joshua Hilmy menghubungi Bebas Bagun 2000, sekitar 2016 lah.
4
5 **MFR** 2016.
6
7 **IMAN** Ya.
8
9 **MFR** Dan maklumat itu disampaikan kepada Pak Iman -
10
11 **IMAN** Ya.
12
13 **MFR** Pada tahun 2018.
14
15 **IMAN** Ya. Selepas saya buat laporan, saya juga cerita-cerita ke bapa angkat
16 Bebas, Joshua Hilmy kerana berita Joshua Hilmy hilang, saya juga
17 sampaikan kepada dia. Dan dia beritahu saya bahawasanya sebelum
18 dia hilang, dia sempat ditelefon.
19
20 [02:00PM]
21
22 **CHM** Siapa nama ini, sekali lagi? Nama bapa angkat ini?
23
24 **IMAN** Bebas Bagun.
25
26 **CHM** Tinggal di Nambiki?
27
28 **IMAN** Ya.
29
30 **CHM** Boleh cerita sedikit, bagaimana, jika kamu tahu ya, bagaimana Bebas
31 Bagun menjadi bapa angkat Joshua? Bagaimana?
32
33 **IMAN** Bebas Bagun menjadi bapa angkat Joshua kerana Joshua Hilmy dan
34 Ruth melaksanakan resepsi adat tradisional. Jadi kalau kami
35 membuat acara resepsi tradisional, Joshua wajib mendapat bapa
36 angkat.
37

- 1 **CHM** Ok.
2
- 3 **MFR** Jadi setelah mendapat maklumat daripada Bebas Bagun, apakah
4 pandangan Pak Iman semasa tersebut? Adakah itu satu perkara yang
5 benar?
6
- 7 **IMAN** Ya, mungkin benar. Kerana dia, waktu bicara itu, sangat pasti.
8
- 9 **CHM** Semasa kamu buat laporan polis di, di Petaling Jaya, ada kamu
10 beritahu polis tentang apa bapa angkat Joshua beritahu kamu?
11
- 12 **IMAN** Tak ada. Tak ada.
13
- 14 **CHM** Mengapa tidak?
15
- 16 **IMAN** Saya belum berfikir ke situ.
17
- 18 **MFR** Untuk polis di Indonesia, adakah Pak Iman bagi tahu maklumat
19 tersebut, bahawa terdapat ugutan?
20
- 21 **CHM** I think, I think that's not my question.
22
- 23 **MFR** Di Indonesia, minta maaf. Polis di Indonesia, semasa laporan polis
24 dibuat di Indonesia. Adakah Pak Iman menyampaikan maklumat itu
25 kepada -
26
- 27 **IMAN** Maklumat dari Bebas Bagun?
28
- 29 **MFR** Yes.
30
- 31 **IMAN** Tak ada.
32
- 33 **MFR** Tidak ada?
34
- 35 **IMAN** Tak ada.
36
- 37 **MFR** Jadi Pak Iman, maklumat disampaikan pada 2018.

1
2 **IMAN** Ya.

3
4 **MFR** Adakah selepas Pak Iman pulang daripada Malaysia?
5

6 **IMAN** Ya.

7
8 **MFR** Langsung Pak Iman menceritakan kepada -
9

10 **IMAN** Ya, menceritakan dengan keluarga semua.
11

12 **MFR** Termasuk Bebas Bagun?
13

14 **IMAN** Ya.
15

16 **MFR** Pak Iman ada maklumat lain yang Pak Iman boleh beritahu kepada
17 Panel? Yang boleh membantu siasatan SUHAKAM?
18

19 **IMAN** Saya sebelum sampai di kantor polis, kereta kami ada cuba polisi
20 hentikan. Dia cuba lihat kami dari, dari kanan dan cuba lihat kami dari
21 kiri, baru dia stop kami punya kereta, baru dia tanya-tanya kami.
22

23 **PM2** Di mana?
24

25 **IMAN** Sebelum kantor polis. Sebelum sampai kami di kantor polis.
26

27 **CHM** Kamu daripada mana? Masa itu kamu dari mana? Dari mana?
28

29 **IMAN** Dari hotel.
30

31 **CHM** Dari hotel ke atau dari rumah ini? Dari rumah Joshua atau dari hotel?
32

33 **IMAN** Dari hotellah.
34

35 **CHM** Dari hotel.
36

37 **IMAN** Dari hotel.

1
2 **CHM** Dan kamu bertujuan hendak ke?
3
4 **IMAN** Kantor polis.
5
6 **CHM** Kantor polis.
7
8 **IMAN** Ya.
9
10 **CHM** Waktu itu kamu sudah, sudah lawat ini, itu rumah Joshua? Sudah ke
11 belum, belum lagi?
12
13 **IMAN** Belum lagi.
14
15 **CHM** Belum pergi ke rumah Joshua lagi?
16
17 **IMAN** Belum. Belum. Kami, selepas dari kantor polisilah.
18
19 **CHM** Kamu daripada hotel ya?
20
21 **IMAN** Ya.
22
23 **CHM** Hotel. Adakah ini hari yang sama kamu tiba di Kuala Lumpur atau
24 keesokan harinya?
25
26 **IMAN** Hari yang sama.
27
28 **CHM** Hari yang sama.
29
30 **IMAN** Ya.
31
32 **CHM** Sampai di hotel, agak pukul berapa?
33
34 **IMAN** Pukul 11:00AM lah.
35
36 **CHM** Pagi?
37

1 **IMAN** Ya.
2
3 **CHM** Pagi. Dan bapa Eddie datang?
4
5 **IMAN** Ya.
6
7 **CHM** Pastor Eddie datang?
8
9 **IMAN** Ya, Pastor Eddie yang hantar kamu.
10
11 **CHM** Untuk membawa kamu dan kakak kamu.
12
13 **IMAN** Ke kantor polisi.
14
15 **CHM** Ke?
16
17 **IMAN** Kantor polisi.
18
19 **CHM** Kantor polis. So dalam perjalanan?
20
21 **IMAN** Ada polis, polis yang stop kamilah di perjalanan.
22
23 **CHM** Ok.
24
25 **IMAN** Tapi polis hanya menanyakan hendak mahu ke mana. Dan Pastor
26 Eddie bilang ini tourist dari Indonesia mahu melancong.
27
28 **CHM** Yang memandu, memandu, Pastor Eddie?
29
30 **IMAN** Ya. Dan polis melihat pasport kami. Selepas itu kami jalan ke kantor
31 polis.
32
33 **CHM** Ok, right.
34
35 **MFR** Pak Iman, untuk confirmation, Pak Iman bilang sebelum ini Pak Iman
36 tiba daripada lapangan terbang terus ke rumah?
37

1 **IMAN** Ya.
2
3 **MFR** Pada tanggal 27. Dan hari berikutnya?
4
5 **IMAN** Ke kantor polis.
6
7 **MFR** Ke kantor polis.
8
9 **IMAN** Selepas kantor polis baru melihat rumah Joshua.
10
11 **PM2** Sekali lagi? Repeat one more time.
12
13 **MFR** Sorry. Pak Iman, boleh terangkan selepas sampai ke Malaysia, ke
14 mana dulu Pak Iman pergi?
15
16 **PM2** Dari bandara, dari -
17
18 **IMAN** Dari bandara ke hotel.
19
20 **PM2** Ke hotel.
21
22 **MFR** Seterusnya?
23
24 **IMAN** Seterusnya esoknya kami ke, seterusnya kami ke kantor polisi.
25
26 **MFR** Seterusnya?
27
28 **IMAN** Baru ke rumah Joshua.
29
30 **MFR** So jadinya pergi ke rumah Joshua selepas buat laporan polis?
31
32 **IMAN** Ya.
33
34 **MFR** Pada hari yang sama atau hari sebelum?
35
36 **IMAN** Ya, hari yang sama.
37

1 **MFR** Hari yang sama.
2
3 **CHM** Ada sesiapa yang menunggu kamu di rumah Joshua?
4
5 **IMAN** Peter. Kami bersama Peter. Kerana dia punya kunci, dia pegang kunci
6 rumah.
7
8 **CHM** Peter menunggu di sana? Di rumah itu?
9
10 **IMAN** Kami berbarangan (02:06:49PM) sampai di situ. Kami sama-sama tiba
11 di situ.
12
13 **CHM** I see.
14
15 **IMAN** Mungkin -
16
17 **PM2** Pastor Eddie masih dengan kamu waktu itu?
18
19 **IMAN** Ya.
20
21 **CHM** Siapa yang menghubungi Peter? Kamu atau Pastor? Siapa yang -
22
23 **IMAN** Pastor.
24
25 **CHM** Pastor menghubungi Peter?
26
27 **IMAN** Ya, Saya tak ada hubungi Peter.
28
29 **CHM** Pastor yang menghubungi?
30
31 **IMAN** Mungkin, mungkin Peter. Mungkin Pastor. Pastor Eddie.
32
33 **CHM** Ok.
34
35 **MFR** Panel, no more further question?

36
37 **Time : 02:08PM**

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CHM No further question. Ok. Shall we resume for questions after lunch?
So it's over now. It's only for questions by observer is it? Questions
yes? Yes, as far as evidence, dah habis kan? Ok. So, one hour? We'll
start at 03:00PM.

PM2 03:00PM yes.

CHM Sharp, yes. 03:00PM sharp yes. Yes, 03:00PM sharp, yes. yes. Ok.
Ok. See you all at 03:00PM.

JRB Bangun.

END

TIME : 02:09PM

1 **DATE** : 04.03.2020

2 **TIME** : 03:12PM

3

4

START

5

6 **CHM** We will now continue with our hearing with the cross-examination
7 questioning of witness by counsel and observers.

8

9 **Cross-examination of Iman Setiawan Sitepu by Larissa Ann Louis**

10 **Time : 03:14PM**

11

12 **LAL** My Lord, permission? Pak Iman, saya ada beberapa soalan klarifikasi
13 untuk anda ya. Mengenai En Bebas Bagun ya, Joshua yang
14 panggilnya pada tahun 2015 ke?

15

16 **IMAN** Ya.

17

18 **LAL** Melalui panggilan telefon?

19

20 **IMAN** Ya.

21

22 **LAL** Dan ini diberitahu kepada Pak pada tahun 2018?

23

24 **IMAN** Ya.

25

26 **LAL** Iaitu selepas repot dekat Indonesia?

27

28 **IMAN** Selepas saya repot polis di Malaysia, saya cerita-cerita sama saudara
29 di Nambiki termasuk cerita kepada Bebas Bagun, bapa angkat dari
30 Joshua Hilmy.

31

32 **LAL** So masa tu dia ada bagi tahu bahawa dia dapat panggilan dari
33 Joshua mengenai ini la?

34

35 **IMAN** Ya.

36

1 **LAL** Ok. Pak Iman pergi ke rumah di Kg Tunku sebelum atau selepas repot
2 polis di Malaysia? Masa tu bila datang ke Malaysia –
3
4 **IMAN** Sebelum. Maaf, tadi saya salah. Sebelum.
5
6
7 **[03:15PM]**
8 **LAL** So 26 sampai Malaysia, 27 pergi rumah.
9
10 **IMAN** Ya.
11
12 **LAL** 28, buat repot.
13
14 **IMAN** Ya.
15
16 **LAL** Ok. Kita just now tahu itu kronologi ya.
17
18 **IMAN** Maaf, saya salah.
19
20 **LAL** Tiada apa. Ya. Adakah pak tahu jika polis di Indonesia berkomunikasi
21 dengan polis di Malaysia? Adakah maklumat ini pernah dibagi tahu
22 kepada Pak?
23
24 **IMAN** Tak ada. Saya pernah juga tanya melalui WhatsApp ke polisi di
25 Indonesia...
26
27 **LAL** Ok.
28
29 **IMAN** Dia cuma 'saya akan, kami akan beritahu dulu ke pimpinan kami' kata
30 polisi di Indonesia.
31
32 **LAL** Maksud?
33
34 **IMAN** Ke pimpinan polisi. Kepala polisi.
35
36 **LAL** Adakah mereka beritahu apa-apa mengenai polis di Malaysia?
37

1 **IMAN** Tak ada.

2

3 **LAL** Mengenai kontak untuk mengenai kes ini, tak ada apa-apa?

4

5 **IMAN** Tak ada.

6

7 **LAL** Tetapi polis dekat Indonesia tahu mengenai report polis dekat

8 Malaysia?

9

10 **IMAN** Ya, tahu.

11

12 **LAL** Tahu la?

13

14 **IMAN** Saya sudah beritahu.

15

16 **LAL** Dan just to confirm, tadi Pak kata tiada dapat perkembangan daripada

17 report polis Malaysia dan Indonesia pun. Kedua-dua tak ada

18 perkembangan?

19

20 **IMAN** Tak ada.

21

22 **LAL** Ok. Dan selepas report ini dibuat di Indonesia, pak ada mengatakan

23 Pak pergi dekat KONTRAS.

24

25 **IMAN** Ya.

26

27 **LAL** Dan apa-apa anda ingin mengatakan mengenai proses dari

28 KONTRAS hingga hari ini? Siapa anda jumpa, ada organisasi lain ke?

29

30 **IMAN** Selepas saya ke KONTRAS, KONTRAS menghantar saya ke

31 Kementerian Luar Negeri...

32

33 **LAL** Ok.

34

35 **IMAN** Dan Komnas HAM dan Kementerian Hukum dan Ham di Indonesia.

36

37 **LAL** Ok. Dan ada apa-apa perkembangan dari Menteri...

1
2 **IMAN** Dari Kementerian Luar Negeri, sudah menghubungi pihak kedutaan
3 luar negeri Indonesia di Malaysia.
4
5 **LAL** Ok.
6
7 **IMAN** Dan kelmarin, waktu tanggal 19, saya ke Malaysia dan pergi ke
8 kedutaan. Saya sempat tanyakan juga apakah sudah ada
9 Kementerian Luar Negeri menghubungi kedutaan Indonesia di
10 Malaysia terkait hilangnya Ruth. Mereka bilang sudah ada. Sudah ada
11 kontak dari Kementerian Luar Negeri ke Kaberi Indonesia.
12
13 **LAL** Ok. Selain itu –
14
15 **CHM** Dan sudah, Kementerian Luar Negeri Indonesia atau Kementerian
16 Luar Negeri Malaysia?
17
18 **IMAN** Kementerian Luar Negeri Indonesia.
19
20 **CHM** Indonesia?
21
22 **IMAN** Ya.
23
24 **LAL** Dan daripada itu, ada apa-apa perkembangan?
25
26 **IMAN** Tak ada. Belum ada.
27
28 **LAL** Tiada?
29
30 **IMAN** Tiada.
31
32 **LAL** Ok. Soalan terakhir saya kepada pak ya. Bagaimana perasaan anda
33 terhadap keseluruhan kes ini?
34
35 **IMAN** Ya, kami merasa sedih la kerana belum ada khabar di mana sekarang
36 Ruth keadaan.
37

1 LAL Ok. Terima kasih Pak.

2

3 IMAN Ok.

4

5 Time : 03:18PM

6

7 Cross-examination of Iman Setiawan Sitepu by Yati Andriyani

8 Time : 03:18PM

9

10 YA Bapak Iman? Sebelumnya sudah menyampaikan berdua petikan
11 melapor membuat laporan ke kepolisian Malaysia. Mau bil bapak
12 Iman di stop oleh polisi. Bagaimana bapak Iman tahu bahawa itu
13 adalah polisi dan apa yang disampaikan kepada bapak Iman pada
14 saat itu?

15

16 IMAN Saya tahu dia itu polisi dari pakaiannya dan dari dia punya motor,
17 kereta.

18

19 YA Apakah bapak Iman punya bukti, foto atau yang lain yang
20 menunjukkan bahawa memang berjumpa dengan orang itu dan orang
21 itu adalah polisi?

22

23 IMAN Ya. Saya sempat juga foto. Waktu dia meminta saya tunjukkan
24 pasport, saya sempat foto. Maka yang saya yakin kalau dia itu polisi.

25

26 YA Apa yang disampaikan –

27

28 CHM Sebentar. Ada simpan foto itu?

29

30 IMAN Ada, Dato.

31

32 CHM Tunjuk kami. Permissi untuk tunjuk kepada pegawai. We will make
33 copies of this? Yes. And we'll mark as an exhibit later on. Ok? Baik.

34

35 YA Boleh saya lanjutkan, Yang Mulia?

36

37 CHM Sure.

1
2 **YA** Apa yang polisi tersebut sampaikan kepada bapak Iman pada subjek
3 itu?
4
5 **IMAN** Dia hanya menanyakan kami mahu ke mana dan Pastor Eddie bilang
6 kami mahu melancong. Yang menjawab Pastor Eddie.
7
8 **YA** Setelah itu, apakah polisi tersebut mengikuti bapak Iman atau tidak
9 mengikuti lagi?
10
11 **IMAN** Tidak.
12
13 **CHM** Adakah kamu dengan Pastor Eddie diminta untuk keluar kereta or
14 tidak? Cakap melalui pintu kereta?
15
16 **IMAN** Ya. Cakap melalui pintu kereta sahaja.
17
18 **CHM** Tingkap?
19
20 **IMAN** Ya, tingkap.
21
22 **CHM** Tidak diminta untuk keluar kereta?
23
24 **IMAN** Tidak.
25
26 **CHM** Ok.
27
28 **IMAN** Dia sudah periksa kami punya pasport, dia beri, kamu pun jalan.
29
30 **YA** Bapak Iman tadi sebutkan selain sudah ke Kementerian Hukum dan
31 Ham, Indonesia, juga ke Kementerian Luar Negeri Indonesia juga
32 sudah melapor ke Komnas HAM, Komisi Nasional Hak Asasi Manusia.
33 Apa yang Komisis Nasional Hak Asasi Manusia sampaikan kepada
34 bapak Iman ketika membuat laporan peristiwa ini?
35
36 **IMAN** Mereka akan berkodinas ke Kementerian, Kedutaan Besar Republik
37 Indonesia yang beradi di Malaysia.

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YA Apakah mereka juga menyampaikan akan berkodinasia dengan Suhakam Malaysia?

IMAN Ya.

YA Cukup, Yang Arif. Terima kasih.

Time : 03:23PM

CHM Anyone else would like to ask question? Yes, Mr Andrew?

AK No questions from the Bar.

LWK Dengan izin, Ketua Pengerusi Commissioner, I have a few question to ask the witness.

Cross-examination of Iman Setiawan Sitepu by DSP Loh Woon Kee

Time : 03:24PM

LWK Pak Iman, ada dua soalan saya nak tanyakan kepada Pak Iman berkaitan dengan polisi yang menahan Pak Iman yang semasa perjalanan ke hotel ke... saya nak tanya soalan ialah adakah dalam nada suara yang tinggi atau kasar pihak polis apabila menahan kereta?

IMAN Tak. Dia menanyakan anda ke mana, pak cik? Dia cuman berkata begitu. Dia cuman cakap begitulah.

LWK Ok. Satu soalan lagi yang berkaitan perkara yang sama. Kenapa apa Pak Iman mengambil gambar pihak polis yang menahan ketika itu?

IMAN Saya merasa waswas.

LWK Waswas berkaitan dengan apa kalau waswas? Boleh terang kepada Panel?

1 **IMAN** Ya mungkin kerana ada berkaitan dengan Ruth ini. Saya belum
2 pernah kemari ke Malaysia jadi saya wajar waswas la. Saya risau
3 kerana saya belum pernah ke Malaysia.
4
5 **LWK** Adakah menjadi, adakah Pak Iman sebelum ini, sebelum datang ke
6 Malaysia, pernahkah Pak Iman pernah ditahan polisi di Indonesia?
7
8 **IMAN** Tak pernah.
9
10 **LWK** Tak pernah? Pernah tak semasa dekat sepanjang di Indonesia tak
11 pernah ditahan oleh polisi atau sama ada pihak trafik menahan? Tidak
12 pernah?
13
14 **IMAN** Tak pernah.
15
16 **LWK** Tidak pernah melakukan kesalahan?
17
18 **IMAN** Tak pernah.
19
20 **LWK** Ok. Boleh tak Pak Iman terangkan kepada Panel Commissioner
21 berkaitan dengan tarikh Pak Iman datang ke Malaysia? Tarikh? Sebab
22 boleh terangkan kepada pengerusi berkaitan tarikh pada hari pertama
23 sampai di Malaysia sebelum laporan polis dibuat?
24
25 **IMAN** Saya kurang faham pertanyaan.
26
27 **CHM** Tarikh. Tarikh mendarat di Malaysia dengan pesawat.
28
29 **PM2** Tanggal bila sampai di sini? Tanggal dia?
30
31 **IMAN** Tanggal hari minggu kami tiba di sini.
32
33 **PM2** Tanggal berapa?
34
35 **IMAN** Tanggal 01:00AM.
36
37 **PM2** Ini untuk 20...

1
2 **IMAN** Ini?
3
4 **LWK** 2018?
5
6 **IMAN** 20.
7
8 **LWK** Kali pertama?
9
10 **IMAN** Kali pertama 2018, Februari.
11
12 **LWK** Februari?
13
14 **IMAN** Ya.
15
16 **LWK** Bila tarikh masanya? Tarikh?
17
18 **IMAN** Tanggalnya?
19
20 **LWK** Ya.
21
22 **IMAN** Tanggal 27.
23
24 **LWK** 27?
25
26 **IMAN** Kalau tak silap saya 26 atau 27.
27
28 **LWK** Ok. Adakah Pak Iman datang bersama dengan kakak Pak Iman?
29
30 **IMAN** Ya. Elisabeth.
31
32 **LWK** Elisabeth?
33
34 **IMAN** Ya.
35
36 **LWK** So merujuk kepada keterangan sebelum ini, kakak Pak Iman datang
37 pada 26.

1
2 **IMAN** Ya.
3
4 **LWK** So boleh sahkan sama ada 26 atau 27?
5
6 **IMAN** Saya pun dah lupa. Kalau tak 26, 27 saya datang ke mari.
7
8 **LWK** Ok. Saya nak tanya apakah hubungan, perhubungan kamu, Pak Iman
9 dengan Joshua?
10
11 **IMAN** Joshua –
12
13 **LWK** Hubungan dia maksud dia adakah Pak Iman rapat ke, boleh bergurau
14 ke?
15
16 **IMAN** Tak. Biasa aje lah.
17
18 **LWK** Biasa aje?
19
20 **IMAN** Biasa aje. Hubungan saya abang ipar.
21
22 **LWK** Abang ipar?
23
24 **IMAN** Ya.
25
26 **LWK** Pernahkah Pak Iman bergaduh atau bergaduh dengan Joshua?
27
28 **IMAN** Tak pernah. Dia sangat baik.
29
30 **LWK** Dia sangat baik?
31
32 **IMAN** Ya.
33
34 **LWK** So maksud dia hubungan Joshua dengan Pak Iman memang baik?
35
36 **IMAN** Baik.
37

- 1 **LWK** Ok. Saya merujuk kepada keterangan diberikan sebelum ini. Pak
2 Iman berkata Pak Iman adalah merupakan kawan dalam Facebook.
3
- 4 **IMAN** Ya.
5
- 6 **LWK** Facebook? Ya atau tidak?
7
- 8 **IMAN** Ya, betul.
9
- 10 **LWK** Ok. Pak Iman ada memberitahu kepada Panel yang mulia ini berkata
11 bahawa Pak Iman tidak boleh mengakses lagi dalam Facebook.
12
- 13 **IMAN** Ya.
14
- 15 **LWK** Boleh tak terangkan kepada Panel yang mulia ini kenapa tidak boleh
16 masuk dalam Facebook Joshua?
17
- 18 **IMAN** Saya selepas mendengar cerita bahawasanya Joshua sudah hilang,
19 sudah viral di media, jadi saya tak dapat lagi buka dia Facebook. Saya
20 curiga Facebooknya aku rasa sudah ada yang tahu sehingga saya
21 disekat la. Itu curiga saya. Kecurigaan saya kerana yang lain masih
22 boleh lihat tapi saya tak boleh lihat. Kami tak pernah bergaduh sama
23 Joshua.
24
- 25 **LWK** Ok. Soalan saya kepada Pak Iman, boleh jelaskan kepada Panel
26 mulia ini, adakah Pak Iman boleh mengakses, soalan saya adalah
27 adakah Pak Iman boleh mengakses ke dalam Facebook Joshua?
28 Boleh atau tidak boleh?
29
- 30 **IMAN** Tidak boleh.
31
- 32 **LWK** Pernahkah Pak Iman cuba mengakses ke dalam Facebook Joshua?
33
- 34 **IMAN** Pernah.
35
- 36 **LWK** Adakah, soalan saya seterusnya la, adakah Pak Iman boleh akses
37 dalam Facebook Joshua?

1
2 **IMAN** Tak pernah. Tak bisa.
3
4 **CHM** Faham soalan? Ulangi soalan.
5
6 **LWK** Soalan saya –
7
8 **CHM** Dengar baik-baik soalan ya.
9
10 **LWK** Pak Iman kata pernah cuba masuk dalam Facebook Joshua tetapi
11 Pak Iman telah mencerita kepada Panel yang mulia bahawa tidak
12 boleh masuk.
13
14 [03:30PM]
15
16 **IMAN** Ya, tidak boleh masuk.
17
18 **CHM** Hold on. Sejak bila tak boleh masuk?
19
20 **IMAN** 2017. Saya ingat bisa lagi.
21
22 **PM2** Bulan?
23
24 **IMAN** Oh maaf. 2018.
25
26 **CHM** Tak boleh masuk?
27
28 **IMAN** Tak boleh masuk.
29
30 **CHM** Sebelum itu boleh?
31
32 **IMAN** Boleh.
33
34 **LWK** Soalan seterusnya berkaitan benda yang sama juga bahawa saya
35 bagi keterangan berdasarkan keterangan saksi sebelum ini iaitu En
36 Selvakumar yang telah memberi keterangan sebelum Panel yang
37 mulia ini berkaitan telah membantu pihak Commissioner bahawa

1 mereka telah *memprintkan* screenshot. Dengan izin, Panel yang
2 mulia, bolehkah saya rujuk kepada Exhibit No.5? Untuk makluman
3 Pak Iman, bahawa En Selvakumar telah berjaya memasuki Facebook
4 Joshua pada hari yang sama dan telah membuat beberapa
5 screenshot di Facebook Joshua dan dia merupakan kawan dalam
6 Facebook Joshua yang masih boleh di akses. So I put it to you
7 bahawa keterangan yang diberikan oleh Pak Iman adalah tidak benar
8 berkaitan dengan Facebook yang kata curiga itu adalah tidak benar.
9

10 **CHM** Apa yang tak benar keterangan saksi tak boleh akses sejak 2018, itu
11 ke yang tak benar?
12

13 **LWK** Yes. I need to clarify -
14

15 **CHM** Ok. Because you mention the word 'curiga'.
16

17 **LWK** On this matter because previously the witness, En Selvakumar did
18 mention that he got access in the Facebook of Joshua and in fact that
19 he facilitated the Panel on getting access and print out the screen
20 shot. We're referring to Pak Iman's statement much earlier just now
21 that he cannot access and he got suspicious that his Facebook got
22 blocked and hijacked. Then my further question the witness pertaining
23 on this matter that he tried to access but unfortunately he cannot
24 access. So I put it to him that he's not telling the truth to the Panel,
25 before the Panel on this matter. Because he -
26

27 **CHM** Ona at a time.
28

29 **LWK** Yes.
30

31 **CHM** You put to him that it is not the truth that he could not access when
32 Selvakumar could access it.
33

34 **LWK** Yes.
35

36 **CHM** One at a time.
37

1 **LWK** Ok. Bahawa saya terangkan kepada En Pak Iman bahawa keterangan
2 yang diberikan kepada Panel sebelum ini berkaitan kecurigaan Pak
3 Iman berkaitan untuk akses ke dalam Facebook adalah tidak benar,
4
5 **CHM** Kerana Selvakumar...
6
7 **LWK** Kerana Selvakumar boleh mengakses dalam Facebook Joshua.
8
9 **CHM** Sehingga –
10
11 **LWK** Semalam,
12
13 **CHM** 20hb Oktober.
14
15 **LWK** 20hb Oktober.
16
17 **CHM** 2011.
18
19 **LWK** It's yesterday –
20
21 **PM2** He accessed it while he was here.
22
23 **CHM** I see.
24
25 **LWK** Yes, yesterday.
26
27 **CHM** I see.
28
29 **DBA** Can I response with my honourable observer here.
30
31 **CHM** Tak dengar ya.
32
33 **DBA** Oh sorry. Can I respond regarding with the what honourable oberver
34 here try to explain to you. So then, the witness here said that he
35 cannot access the Facebook page of Joshua Hilmy because he think
36 that his account was blocked by Joshua Hilmy but is not saying that
37 anyone cannot access the Facebook page of Joshua Hilmy as well but

1 only him. Because he assume that Joshua Hilmy was block him in
2 Facebook. So that's why.
3
4 **LWK** Just correct me and understand people that, with your permission
5 Panel commissioner, I think I have referred to the question to my
6 learned friends from KONTRAS that what he referring here now that
7 doesn't mean that, the witness doesn't say that it was blocked, that he
8 couldn't access. Dia tidak boleh akses.
9
10 **PK** Can I intervene here, DSP?
11
12 **CHM** Please sit down, Mr Loh.
13
14 **PK** Could you give way slightly? I actually loath to interfere with your
15 questioning. I do appreciate that you should be given leeway to test
16 the credibility of the witness. First of all, it's never been established
17 that Pak Iman is very savvy with Facebook and entering or accessing
18 it. And your question earlier seems to suggest that he was not credible
19 because he access and then he say he didn't access. But actually
20 when you revealed that it was actually Selva who said he could
21 access, alright? So there are occasions for someone who go into
22 Facebook which I'm not one of those, where you don't access. That's
23 because somehow you could access or that morning or that day. It
24 doesn't mean that he was not credible. You can make your
25 submission. I think you may draw there was some inconsistency that
26 why is it that Selva could access but to confront my client with a kind
27 of inconsistency and latch that he is lying or he's inconsistent just
28 because you have an earlier witness who says he can access
29 everything is I think, taking it a bit too far. Unless he himself contradict
30 himself. With respect Mr Loh, I mean this is my respectful submission.
31
32 **PM2** Mr Loh, just to say the word 'curiga' as explained the counsel from
33 KONTRAS, it's a little bit different in the Indonesian context. It's not
34 what Malaysians understand 'curiga' as. So as he says, he believes
35 that so the word 'curiga' is actually in his thinking that it's not in Malay,
36 how we understand 'curiga'. It's suspect. Yes.
37

1 **YA** Excellencies, can I clarify to the witness first on this issue? In Bahasa
2 it's more easy for them to understand. Pak Iman, yang Pak Iman
3 maksudkan apakah Pak Iman tidak bisa mengakses Facebook atau
4 yang Pak Iman maksud adalah Pak Iman di blok untuk masuk ke
5 Facebook Joshua kerana akses, mengakses Facebook dan Facebook
6 yang di blok dua, itu berbeza. Yang Pak Iman maksud di blok atau
7 tidak bisa mengakses?
8
9 **IMAN** Tidak bisa mengakses.
10
11 **YA** Bukan di blok? Kalau –
12
13 **IMAN** Saya tidak tahu di blok atau tidak tapi saya tidak bisa melihat Joshua,
14 Facebooknya Joshua.
15
16 **CHM** Pak Iman ada akaun Facebook?
17
18 **IMAN** Ada.
19
20 **CHM** Biasa main Facebook?
21
22 **IMAN** Tak biasalah tapi pernah lah.
23
24 **CHM** Dan biasa berinteraksi dengan Joshua melalui Facebook?
25
26 **IMAN** Dulu, ya dulu pernah berinteraksi dari Facebook.
27
28 **CHM** Ok counsel, please complete your question. Ask simple question.
29
30 **LWK** If I may be allowed with your permission Commissioner, I think the line
31 of questions I put before the witness was threading that Mr
32 Selvakumar did mention earlier, much earlier that during the whatever
33 posting in the Facebook all in the good manner, that mean people
34 were praising Joshua all that stuff, unless and until that someone had
35 made a very nasty comment towards him they've been blocked. So
36 when I put it to Pak Iman on this question that I most probably that he
37 did commented something bad towards Joshua. That's why he was

1 blocked. That's why you don't have access to the Facebook of
2 Joshua.
3
4 **PM1** Put to the witness –
5
6 **PM2** Maybe you can ask that question. Put that question –
7
8 **LWK** Yes, I will put it. It's a line of question that we put forward. Adakah
9 disebabkan Pak Iman ada memberi sebarang komen yang negatif
10 terhadap Joshua, disebabkan komen tersebut Pak Iman telah di blok
11 daripada mengakses akaun Joshua?
12
13 **IMAN** Tak ada.
14
15 **PM2** Mungkin maksud dia Pak Iman, bukan waktu sekarang tapi waktu dulu
16 pun ada bagi komen-komen negatif ke atau yang tidak setuju dengan
17 Joshua?
18
19 **IMAN** Tak ada.
20
21 **PM2** Langsung tidak bagi komen langsung?
22
23 **IMAN** Tak ada komen.
24
25 **PM2** Langsung tidak ada bagi komen? Cuma baca saja?
26
27 **IMAN** Ya. Cuma baca saja.
28
29 **PM2** Pasti ya?
30
31 **IMAN** Ya.
32
33 **LWK** Ok. This is another questions. Ok. Pak Iman, boleh tak Pak Iman
34 terangkan kepada Panel yang mulia ini berkaitan ok, apakah
35 hubungan Joshua dengan keluarga bapa angkat Joshua yang di
36 Indonesia? Sebelum dia jadi anak angkat?
37

- 1 **IMAN** Ok, Yang Mulia. Joshua punya bapa angkat di Nambiki Bebas Bagun,
2 kerana kami suku kaum. Bila membuat resepsi adat, adat istiadat,
3 Joshua harus mempunyai bapa angkat. Sebelum itu, tidak ada
4 hubungan Joshua dengan Bebas Bagun.
5
- 6 **CHM** Ok. I'll ask a question. Bagaimana hubungan Bebas Bagun dengan
7 keluarga kamu? Adakah ada apa-apa pertalian darah?
8
- 9 **IMAN** Ya. Kami masih bersaudara.
10
- 11 **CHM** Ya. Bagaimana keluarga kamu bersaudara dengan Bapak Bebas
12 Bagun. Bagaimana?
13
- 14 **IMAN** Dari Almarhum ibu saya.
15
- 16 **CHM** Sebelah ibu?
17
- 18 **IMAN** Ya.
19
- 20 **PM2** Bagai tanya apa ada –
21
- 22 **CHM** Bagaimana dengan ibu kamu? Adakah bapa saudara dia ke? What is
23 bapa saudara in Indonesia, in Bahasa? Uncle or what?
24
- 25 **YA** It's uncle.
26
- 27 **CHM** In bahasa...
28
- 29 **YA** Paman.
30
- 31 **CHM** Ya, adakah –
32
- 33 **IMAN** Paman.
34
- 35 **CHM** Paman?
36
- 37 **IMAN** Ya.

1
2 **CHM** Sebelah ibu?
3
4 **IMAN** Ya.
5
6 **CHM** Dia adalah Paman?
7
8 **IMAN** Ya, sebelah ibu.
9
10 **CHM** Adik-beradik dengan ibu?
11
12 **IMAN** Ya.
13
14 **CHM** Adik-beradik? Abang kepada ibu?
15
16 **IMAN** Adik ibu.
17
18 **CHM** Adik ibu?
19
20 **IMAN** Ya.
21
22 **CHM** Bebas Bagun?
23
24 **IMAN** Ya.
25
26 **CHM** Ok. Right.
27
28 **LWK** Adakah keluarga Pak Iman yang mengenalkan Bebas Bagun kepada
29 En Joshua?
30
31 **IMAN** Ya.
32
33 **LWK** Ok. Boleh tak terangkan hubungan Joshua bersama dengan Bebas
34 Bagun?
35
36 **IMAN** Hubungannya kerana resepsi permintaan tadi, resepsi adap adat
37 istiadat. Maka Joshua dihubungkan dengan Bebas Bagun dan

1 mengangkat jadi anak angkat. Itu salah satu syarat dalam adat
2 istiadat.
3
4 **LWK** Adakah hubungan, maksud hubungan saya adalah hubungan antara
5 Bebas Bagun dengan En Joshua adalah erat?
6
7 **IMAN** Tak ada.
8
9 **LWK** Tiada erat?
10
11 **IMAN** Tiada erat.
12
13 **LWK** So adakah dalam pengakuan kamu atau dalam pengakuan kamu, Pak
14 Iman, adakah Joshua sentiasa berhubung dengan Bebas Bagun?
15
16 **IMAN** Saya tak tahu la kerana kami pun tak dekat la rumah kami. Selepas
17 saya buat repot di Malaysia, repot polisi, itu saya pulang sampai di
18 Nambiki saya beritahu la semua ke saudara-saudara termasuk Bebas
19 Bagun.
20
21 **LWK** Ok. Saya difahamkan berdasarkan kepada keterangan sebelum ini,
22 Joshua telah datang dua kali di Indonesia.
23
24 **IMAN** Ya.
25
26 **LWK** Indonesia, dua kali.
27
28 **IMAN** Ya.
29
30 **LWK** So di manakah En Joshua tinggal sepanjang dua kali dia berada di
31 Indonesia?
32
33 **IMAN** Di rumah ibu kami.
34
35 **LWK** Ok. Adakah En Joshua ada hubungan dengan keluarga Pak Iman
36 dengan ahli keluarga dalam keadaan baik?
37

1 **IMAN** Ya. Baik-baik saja.
2
3 **LWK** Ok. Kenapa semasa kematian ibu, En Joshua tidak balik bersama
4 dengan Ruth, kakak?
5
6 **IMAN** Masalah pasport.
7
8 **LWK** Pasport?
9
10 **IMAN** Ya.
11
12 **LWK** Siapa yang memberitahu kepada Pak Iman?
13
14 **IMAN** Kak Ruth.
15
16 **LWK** Kak Ruth?
17
18 **IMAN** Ya.
19
20 **LWK** Ok. Saya rujuk kepada di mana Pak Iman bersama dengan kak –
21
22 **IMAN** Elisabeth?
23
24 **LWK** This one witness, kakak kamu tadi, adakah daripada masa semasa
25 membuat laporan polis. Masa itu ya. So saya refer to that time ya. Ok.
26 Adakah sepanjang semasa membuat laporan polis, adakah Pak Iman
27 bersama kakak sentiasa bersama-sama?
28
29 **IMAN** Ya, saya sama bersama kakak.
30
31 **LWK** Ok. Selepas membuat laporan polis, kakak telah memberi keterangan
32 kepada satu sarjan, Sarjan Sidi, yang, tadi yang ditunjukkan gambar
33 tadi.
34
35 **IMAN** Ya.
36

1 **LWK** Sarjan Sidi. So adakah Pak Iman bersama kakak sentiasa bersama-
2 sama atau Pak Iman berada di luar semasa keterangan diambil?
3
4
5
6 **IMAN** Sama-sama,
7
8 **LWK** Sama-sama?
9
10 **IMAN** Sama-sama.
11
12 **LWK** So merujuk kepada keterangan oleh kakak Pak Iman tadi, dia
13 memberitahu bahawa dia tidak mendengar bahawa polisi
14 memberitahu bahawa jangan membuat laporan di Indonesia.
15
16 **IMAN** Ya.
17
18 **LWK** Ok. Biar saya habiskan soalan saya. Tetapi merujuk kepada
19 keterangan Pak Iman, Pak Iman telah memberitahu kepada Panel
20 yang mulia ini bahawa pihak polis selain itu telah memaklumkan
21 secara direct. So boleh tak you jelaskan perkara ini?
22
23 **CHM** You have to be fair to him. The first witness says the person who told
24 her was the lawyer.
25
26 **LWK** Yes.
27
28 **CHM** Yes. You must tell the full facts to him.
29
30 **LWK** Yes. Satu lawyer bernama Chua... Huey bersama, sentiasa bersama
31 dengan Pak Iman dengan kakak.
32
33 **IMAN** Ya.
34
35 **LWK** So adakah keterangan yang diberikan yang oleh Pak Iman adalah
36 bercanggah dengan keterangan yang diberikan oleh kakak Pak Iman
37 disebabkan kakak Pak Iman telah memaklumkan kepada Panel yang

[03:45PM]

1 mulia ini bahawa perkataan polis memaklumkan jangan membuat
2 laporan polis, membuat laporan di Indonesia adalah melalui lawyer
3 tersebut, bukan daripada pihak polis.
4
5 **CHM** Faham soalan?
6
7 **PK** Excuse me, Mr Chairman. Just very gently interrupt. DSP, I think both
8 witness did not talk about reporting to the police in Indonesia. It's the
9 kedutaan.
10
11 **PM2** Kedutaan?
12
13 **PK** Kedutaan. Can we correct that?
14
15 **LWK** I stand to be corrected again. I just refer it I think –
16
17 **PK** Yes. Because when you combine like that it's very confusing to him. I
18 don't mean to interrupt.
19
20 **LWK** I'll just rephrase my question.
21
22 **PK** Could you that yes?
23
24 **LWK** Yes, can. To be fair, Saya bagi tahu soalan saya ialah merujuk
25 kepada keterangan yang diberikan oleh kakak Pak Iman tadi, beliau
26 mengatakan bahawa lawyer tersebut memaklumkan kepada beliau
27 bahawa jangan membuat laporan di kedutaan, bukannya daripada
28 polisi. Berdasarkan kepada keterangan Pak Iman tadi ialah polisi yang
29 memaklumkan kepada Pak Iman supaya jangan membuat laporan di
30 kedutaan. Boleh tak Pak Iman menjelaskan percanggahan tersebut
31 disebabkan bahawa Pak Iman memaklumkan kepada Panel yang
32 mula ini bahawa Pak Iman sentiasa bersama-sama dengan kakak.
33
34 **CHM** Faham soalan sebelum menjawab?
35
36 **IMAN** Di kaunter polis, kami sudah buat baru pengara bilang kata polisi
37 jangan lapor dulu ke kedutaan.

1
2 **CHM** Peguam cara?
3
4 **IMAN** Ya. Peguam cara yang bilang.
5
6 **CHM** Yang ini peguam cara yang bilang?
7
8 **IMAN** Ya.
9
10 **CHM** Bukan Sarjan yang bilang?
11
12 **IMAN** Bukan.
13
14 **CHM** Ok.
15
16 **IMAN** Di luar selepas kami buat laporan kami berkumpul di luar, pengacara
17 bilang ini.
18
19 **CHM** Jadi keterangan kamu awal tadi –
20
21 **IMAN** Ya.
22
23 **CHM** Tidak tepat la.
24
25 **IMAN** Ya.
26
27 **CHM** Tak tepat.
28
29 **IMAN** Saya keliru.
30
31 **CHM** Ok. Right.
32
33 **IMAN** Kerana sudah berapa tahun saya...
34
35 **CHM** Ok. Tak apa.
36

1 **LWK** Tidak ada apa-apa. It's ok. I just...ok. Ok merujuk kepada, balik
2 kepada ke rumah Joshua dan Ruth, kakak Ruth yang tinggal di Bukit
3 Tunku. Ok. Pak Iman telah menceritakan bahawa Pak Iman bersama
4 dengan kakak telah pergi ke rumah Ruth di Bukit Tunku. Betul atau
5 tidak?
6
7 **IMAN** Betul.
8
9 **LWK** Adakah Pak Iman sentiasa bersama dengan Kak Ruth masuk ke
10 dalam rumah?
11
12 **IMAN** Bersama Kak Ruth?
13
14 **LWK** Bukan. Bersama dengan kakak yang...
15
16 **IMAN** Elisabeth.
17
18 **LWK** Elisabeth.
19
20 **CHM** Ram Ram atau Elisabeth?
21
22 **LWK** Ram Ram. I'm sorry. My apologies, Commissioner.
23
24 **CHM** Yes. It's ok.
25
26 **LWK** Adakah, soalan saya repeat sekali, adakah Pak Iman bersama
27 dengan Kakak Ram, bersama-sama Kak Ram masuk ke dalam
28 rumah? Sentiasa bersama-sama?
29
30 **IMAN** Ya. Sama Peter. Sama anaknya, Peter.
31
32 **LWK** Ok. Soalan saya kepada kamu Pak Iman ialah adakah dalam rumah
33 tersebut, dalam bilik-bilik rumah tersebut adalah berkunci atau tidak
34 berkunci?
35
36 **IMAN** Setahu saya, pintu depannya saja yang berkunci.
37

1 **LWK** Pintu di dalam rumah, bilik-bilik berkunci atau tidak?
2
3 **IMAN** Tidak.
4
5 **LWK** Semua boleh dimasuki oleh setiap bilik?
6
7 **IMAN** Ya.
8
9 **LWK** Adakah Pak Iman tahu bahawa di dalam rumah tersebut bukan sahaja
10 Kak Ruth bersama Joshua tinggal di dalam rumah tersebut? Adakah
11 Pak Iman tahu, mempunyai pengetahuan berkaitan perkara ini?
12
13 **IMAN** Saya tak tahu.
14
15 **LWK** Ok. Dalam bilik Joshua, Kak Ruth, adakah tempat yang berselerak
16 adalah di atas katil atau di seluruh tempat?
17
18 **IMAN** Di atas katil.
19
20 **LWK** Katil sahaja?
21
22 **IMAN** Ya.
23
24 **LWK** So. Sekiranya bahawa orang yang tinggal di rumah tersebut, yang
25 pernah tinggal di rumah tersebut boleh memasuki rumah tersebut.
26 Setuju atau tidak? Ke dalam bilik Joshua dan Ruth?
27
28 **IMAN** Cuba diulang.
29
30 **LWK** Soalan saya ialah adakah Pak Iman setuju dengan saya bahawa bilik
31 dalam Joshua dan Kak Ruth tidak berkunci boleh dimasuki oleh orang
32 lain, selain daripada –
33
34 **IMAN** Yang berkunci cuma di depan. Di dalam tak berkunci.
35

1 **LWK** Tak berkunci. So dalam penghuni di dalam rumah tersebut boleh
2 akses ke dalam rumah, ke dalam bilik Kak Ruth dan juga Joshua.
3 Setuju atau tidak?
4
5 **IMAN** Saya setuju kerana saya adiknya.
6
7 **LWK** Ok. Setuju. Cukup. Setuju saja.
8
9 **IMAN** Ya. Ok.
10
11 **PM2** Soalan dia you faham kan? Faham tak soalan tadi itu? Adakah
12 kemungkinan orang yang lain yang di dalam rumah itu bisa –
13
14 **IMAN** Kalau orang lain saya rasa tak bolehlah. Saya tak setuju kalau orang
15 lain.
16
17 **PM2** Orang lain dari luar tidak boleh tetapi kalau orang itu penghuni dalam
18 rumah itu? Bisa?
19
20 **IMAN** Boleh.
21
22 **PM2** That's your question?
23
24 **LWK** Ok. Thank you Commissioner.
25
26 **MA** With your permission, I just have one question. Pak Iman
27 memaklumkan tadi ia beritahu bapa angkat Joshua ya, Bebas Bagun
28 ada mengatakan bahawa Joshua ada ancaman bunuh?
29
30 **IMAN** Ya.
31
32 **MA** Ya.
33
34 **IMAN** Ya. Bebas Bagun cakap seperti itu sama saya.
35
36 **MA** Ya. Jadi adakah Bapak Iman maklumkan perkara ini kepada orang-
37 orang lain?

1
2 **IMAN** Tak ada.
3
4 **MA** Tidak ada. Ini satu perkara serius kan, ancaman bunuh ini?
5
6 **IMAN** Ya.
7
8 **MA** Tapi tidak bagi tahu kepada siapa-siapa?
9
10 **IMAN** Tidak.
11
12 **MA** Ok. Terima kasih. That's all.
13
14 Time : 03:52PM
15
16 **PM2** Counsel, that's a, Pak Iman yang ancaman tu Bapak Bebas Bagun itu
17 bilang ancaman atau ancaman bunuh?
18
19 **IMAN** Ancaman bunuh. Bebas Bagun berkata kepada saya Joshua
20 menelefon Bebas Bagun. Dia bilang Pak, kami mahu dibunuh.
21
22 **CHM** Dan kamu tidak beritahu sesiapa pun?
23
24 **IMAN** Tidak. Kami keluarga aje la.
25
26 **CHM** Jadi itu adalah ancaman...
27
28 **IMAN** Ya, ancaman.
29
30 **CHM** Yang serius.
31
32 **IMAN** Ya.
33
34 **CHM** Mengapa tidak beritahu orang lain? Polis ke, pihak berkuasa,
35 mengapa?
36

1 **IMAN** Kerana dari Malaysia kami, dari sepulang dari Malaysia kami baru
2 bercakap-cakap dengan Pak Bebas Bagun jadi kami tak ada cakap –
3
4 **CHM** Kepulangan dari Malaysia.
5
6 **IMAN** Ya. Sepulang dari Malaysia saya bercakaplah dengan keluarga
7 semua dan saya menjumpai Bebas Bagun dan Bebas Bagun
8 bercakap seperti itu.
9
10 **CHM** Bila buat laporan polis di Indonesia? Sebelum datang ke Malaysia
11 atau selepas pulang?
12
13 **IMAN** 24.04.2018. Saya buat laporan ke Indonesia.
14
15 **CHM** Balik daripada...
16
17 **IMAN** Ya.
18
19 **CHM** Mengapa tak bagi tahu polis di Indonesia tentang apa Bapak Bagun
20 katakan?
21
22 **IMAN** Sebelum saya ke Jakarta, saya sudah ke Jakarta, baru saya cerita ke
23 Bebas Bagun. Jadi di Jakarta pun, polis di Malaysia pun saya pun
24 belum sempat cerita tentang...
25
26 **CHM** Jadi apa yang Bebas Bagun beritahu kamu adalah selepas kamu
27 membuat laporan di polis Indonesia, begitu?
28
29 **IMAN** Ya.
30
31 **PM2** Waktu Pak Bebas Bagun itu beritahu sama Pak Iman dan keluarga
32 lain, apakah komen kamu terhadap Pak Bebas Bagun atau keluarga
33 lain tidak marah atau tidak tanya dia kenapa ini sebab dia bilang yang
34 Joshua telefonnya tahun 2016 kan?
35
36 **IMAN** Ya.
37

1 **PM2** Ya. Ini ancaman yang bilang dulu tapi kenapa dia tidak bagi tahu
2 siapa, adakah keluarga tanya in sama Bapak bebas Bagun kenapa
3 dia berdiam-diam saja?
4
5 **IMAN** Dia sedang sakit, Tuan.
6
7 **PM2** Siapa yang sakit?
8
9 **IMAN** Bebas. Jadi tak bisa pergi-pergi la. Sampai sekarang dia masih sakit.
10
11 **CHM** Sekarang Bapak Bebas Bagun, berapa umurnya?
12
13 **IMAN** Kurang lebih 70. 60, 70, saya pun tak berapa am.
14
15 **CHM** Umur sekarang?
16
17 **IMAN** Umur Bebas Bagun?
18
19 **CHM** Ya.
20
21 **IMAN** Kurang lebih, 70.
22
23 **CHM** Sekarang? Dia memberitahu kamu tentang ancaman bunuh ini bila?
24 2018?
25
26 **IMAN** Sekitar 2018.
27
28 **CHM** Ok.
29
30 **LWK** With your permission, Commissioner, I need further clarification on the
31 date that Bebas Bagun, I'll just put the question to him. Boleh tak Pak
32 Iman terangkan bila Bebas Bagun memberitahu Pak Iman berkaitan
33 ugutan bunuh, ancaman bunuh terhadap Joshua?
34
35 **IMAN** 2018.
36
37 **LWK** Bulan dan tarikh?

1
2 **IMAN** Bulan, kalau tak silap bulan September 2018.
3
4 **LWK** Bulan September 2018. Tanggal?
5
6 **IMAN** Tanggal saya tak ingat la.
7
8 **LWK** Ok. Rujuk kepada satu soalan lagi kepada Pak Iman berkaitan
9 dengan ancaman terhadap Joshua di mana Joshua telah
10 memaklumkan kepada Pak Iman. Bila Joshua memaklumkan kepada
11 Pak Iman?
12
13 **IMAN** Saya kurang faham.
14
15 **LWK** Soalan saya ialah bila Joshua memaklumkan ancaman yang diterima
16 oleh Joshua kepada Pak Iman?
17
18 **IMAN** Joshua tak pernah bilang ancaman kepada saya. Dia bilang ancaman
19 kepada Bebas Bagun jadi waktu saya ke rumah Bebas Bagun, Bebas
20 Bagun cerita sama saya.
21
22 **LWK** Ok. Sir, I've no further questions.
23
24 **CHM** Ok.
25
26 **LWK** Thank you.
27
28 **CHM** Ok. Yes KONTRAS?
29
30 **DBA** I would like to add two more question to witnesses.
31
32 **Cross-examination of Iman Setiawan Siteppu by Dimas Bagus Anges**
33 **Time : 03:58PM**
34
35 **DBA** Pak Iman, bisa tak terangkan kepada Panel ketika Pak Iman
36 melaporkan tema berstori ke polisi Indonesia, apa yang dilaporkan

1 dan apa respons dari polisi Indonesia berkaitan dengan laporan Pak
2 Iman?
3
4 **IMAN** Pada tanggal 24.04.2018, saya ke polis Indonesia.
5
6 **DBA** laporan macam apa itu?
7
8 **IMAN** Apa yang saya jalani di Jakarta.
9
10 **DBA** 24 April?
11
12 **IMAN** Ya, 24 April.
13
14 **DBA** Tahun?
15
16 **IMAN** Tahun 2018.
17
18 **DBA** Bagaimana boleh ingat tepat tarikh itu? Bagaimana boleh ingat -
19
20 **IMAN** Saya ada bukti dari pengaduan ke Kementerian Luar Negeri barangan
21 dengan ini saya ke buat laporan ke polis Indonesia. Tanggal 24, 2018.
22 Itu bukti laporan saya ke Kementerian Luar Negeri. Selepas buat
23 laporan, saya langsung ke -
24
25 [04:00PM]
26
27 **CHM** Ini dikeluarkan oleh Kementerian Luar Negeri Indonesia, bukan?
28
29 **IMAN** Ya.
30
31 **CHM** Do you have a copy of this? Shall we make, shall we take it as a Court
32 exhibit? Exhibit for this Tribunal? Baik. Terus kan cerita. Kamu ke
33 mana tadi 24hb April?
34
35 **IMAN** 24.04.2018 saya buat laporan ke polis Jakarta, Indonesia.
36
37 **CHM** Polis?

1
2 **IMAN** Ya.
3
4 **CHM** Ok.
5
6 **PM2** Tolong ceritakan dari dulu. Awalnya ke Kementerian Luar Negeri
7 ya?
8
9 **IMAN** Ya.
10
11 **PM2** Boleh ceritakan ke sana dulu baru ke polisi atau ke polisi dulu lepas
12 itu ke Kementerian?
13
14 **IMAN** Ke polisi dulu baru ke Kementerian Luar Negeri.
15
16 **CHM** Ok.
17
18 **IMAN** Pada tanggal yang sama.
19
20 **CHM** Baik. Ok. Teruskan.
21
22 **IMAN** Jadi waktu saya ke kantor polis, saya sendiri, saya bersama adik saya
23 yang tinggal di Jakarta, adik sepupu saya. Tanpa ditemani KONTRAS.
24 Yang kedua, baru di –
25
26 **CHM** Adik sepupu?
27
28 **IMAN** Ya.
29
30 **CHM** Di Jakarta?
31
32 **IMAN** Ya, di Jakarta.
33
34 **CHM** Siapa namanya?
35
36 **IMAN** Arisona.
37

1 **CHM** Arisona?
2
3 **IMAN** Rahendra Arisona Bagun.
4
5 **CHM** Teruskan.
6
7 **IMAN** Ok. Selepas itu, baru yang kedua kali saya ditemani pihak dari
8 KONTRAS dan lawyer Lubis Santosa Maramis.
9
10 **CHM** Ke mana? Teman you ke mana?
11
12 **IMAN** Ke Kementerian Luar Negeri, ke Komnas HAM dan Kementerian
13 Hukum dan Ham.
14
15 **CHM** Kementerian Luar Negeri dulu. Lepas tu?
16
17 **IMAN** Ya. Kementerian Luar Negeri dulu baru ke Komnas HAM dan
18 Kementerian Hukum dan Ham.
19
20 **CHM** Baik.
21
22 **DBA** Ada rayu tak Pak Iman yang mengunjungi terangkan, respons dari
23 polisi Indonesia waktu buat laporan Pak Iman pepatah dilarang
24 menghubungi kedutaan Malaysia atau bagaimana?
25
26 **IMAN** Ya. Polisi di Indonesia bilang kepada saya akan segera menghubungi
27 kedutaan besar di Malaysia.
28
29 **DBA** Kedutaan besar Indonesia di Malaysia?
30
31 **IMAN** Ya. Polisi Indonesia bilang tapi tidak ada khabarlah.
32
33 **CHM** Tidak ada?
34
35 **IMAN** Tidak ada khabar.
36
37 **CHM** Tidak ada khabar.

1
2 **IMAN** Tentang pengaduan saya itu.
3
4 **DBA** One more question, Your Highness. Pak Iman –
5
6 **PM2** Sorry. Just to help us understand the system in Indonesia. If
7 somebody goes in and make a police report because he, tadi Pak
8 Iman bilang kita kena diskusi atau berbincang polisi di sana, is there a
9 number, a reference, is there a system where it's taken as an official
10 complaint or how does he know there is a, because the Kementerian
11 Luar Negeri there is that form. Yes. So how do you, can you help us
12 understand the system there? Thank you.
13
14 **YA** Ok. Thank you, Yang Mulia. According to our rule in Indonesia,
15 people, person who make a report to the police, they have to get the
16 report but it depends on the people, person. If they know that it's part
17 of the right, they will ask the police to give it. But if there is no
18 pressure, sometimes police don't give the report. This is our
19 complicated situation but according to the law, the police have to give
20 the report. So that's why we give more assistance to the family to go
21 to the other institution.
22
23 **CHM** They have to pay any fee to get a copy of the report? Does he pay a
24 fee?
25
26 **YA** No.
27
28 **CHM** Is if you ask, you know your right you ask, you get it free of charge?
29
30 **YA** Yes, it's free. It's depend on the attitude of the police officer. Actually it
31 true it come out that.
32
33 **PM2** But just to clarify, the attitude of the police officer to give a copy of the
34 report because there is no proof does that also mean that the need
35 not have been filed. How do you ascertain the report is now filed in the
36 police system?
37

1 **YA** Yes, that's problem. It's also our discussion to the family in Indonesia.
2 We're not sure it's part of the official report or unofficial report because
3 it's official report. Police have to provide the report.
4

5 **DBA** May I resume?
6

7 **CHM** Yes.
8

9 **DBA** Ok, one more question. Pak Iman ketika berkunjung ke rumah Kak
10 Ruth pada tahun 2018, adakah di perkarangan rumah atau di
11 lingkungan tempat tinggal Kak Ruth ada dipasang CCTV?
12

13 **IMAN** Setahu saya, tidak ada.
14

15 **DBA** Ok. Thank you very much, Yang Arif.
16

17 **Time : 04:06PM**
18

19 **CHM** Anymore question?
20

21 **LWK** Sir, just one further clarification. Ok Pak Iman, merujuk kepada
22 keterangan yang sebelum ini, Joshua telah terima dua ancaman. Satu
23 pada 2009. Pak Iman telah menceritakan kepada Panel yang mulia
24 bahawa terdapat orang mengancam dia semasa Joshua ada di
25 Nambiki.
26

27 **IMAN** Ya.
28

29 **LWK** Ok. Sekali lagi, dia telah memaklumkan kepada Bebas Bagun pada
30 2018. So dalam tempoh tersebut adakah tindakan dibuat oleh Pak
31 Iman?
32

33 **IMAN** Tidak ada kerana saya rasa hanya sedikit sajalah tekanan-tekanan
34 begitu biasalah. Di mana pun banyak orang jahat kan? Jadi saya rasa
35 tidak ada masalah.
36

1 **LWK** Bolehkah terangkan kepada Panel mulia, soalan yang terakhir
2 berkaitan apakah reaksi semasa Joshua memaklumkan kepada Pak
3 Iman tentang ancaman semasa beliau berada di Medan bersama
4 dengan Pak Iman?
5
6 **IMAN** Saya kira itu hanya ancaman biasa jadi saya tak –
7
8 **LWK** Bukan. Maksud soalan saya adalah apa reaksi Joshua, bukan Pak
9 Iman? Adakah dia dalam keadaan yang happy, dalam keadaan tidak
10 ketakutan atau keadaan yang biasa?
11
12 **IMAN** Biasa.
13
14 **LWK** Biasa?
15
16 **IMAN** Biasa.
17
18 **LWK** Ok. No further question.
19
20 **CHM** Yes?
21
22 **MFR** Panel, I would like to, I mean to mark the exhibit that we have. For the
23 picture of the police, can we mark as Exhibit 11?
24
25 **CHM** Yes, he looks like a OC Balai ya? Does he look like a OC Balai? Or
26 Sergeant? Normally it's Sergeant.
27
28 **LWK** No. Withing my knowledge he is not the OC Balai. I think it's staff only.
29
30 **CHM** Staff?
31
32 **LWK** Yes.
33
34 **CHM** I see, ok. Thank you.
35
36 **MFR** So next photo is Exhibit 12. The last document is Exhibit 13.
37

1 CHM Just a moment, I make the record. Yes, proceed.

2

3 **Re-examination of Iman Setiawan Sitepu by Muhammad Faiz Bin Abd Rahman**

4 **Time : 04:11PM**

5

6 MFR Just one last question. Pak Iman, just satu soalan terakhir berkenaan
7 dengan ancaman yang diterima oleh Joshua pada tahun 2015 yang
8 dia bagi tahu kepada Bebas Bagun.

9

10 IMAN 2018.

11

12 MFR 2018. Tapi maklumat tersebut disampaikan kepada Pak Iman pada
13 2018.

14

15 IMAN Ya.

16

17 MFR Bebas Bagun sendiri terima maklumat tersebut pada 2015.

18

19 IMAN Dia tak ingat.

20

21 MFR Dia tak ingat?

22

23 IMAN Ya.

24

25 MFR Tidak pasti lah?

26

27 IMAN Tidak pasti.

28

29 MFR Bukan –

30

31 IMAN Tapi dia pasti kalau dengar ancaman itu ada telefon dari Joshua. Tapi
32 tanggal tahun, dia tak ingat.

33

34 MFR Adakah Bebas Bagun menasihati apa-apa kepada Joshua?

35

36 IMAN Tiada. Bebas Bagun bilang tak ada, tak ada bilang kepada saya.

37

1 **MFR** Hanya maklumat yang Pak Iman terima daripada Bebas Bagun dia,
2 Joshua menerima ancaman. Itu sahaja? Ancaman bunuh?

3
4 **IMAN** Ya.

5
6 **MFR** Itu sahaja. No further question.

7
8 **Time : 04:12PM**

9
10 **CHM** Terima Kasih. Saksi boleh turun. Selesai ya. Yes. You would like to
11 address the Panel on the next witness?

12
13 **SK** Yes, we have witness waiting and the session will be conducted in-
14 camera, a closed session. Shall we proceed?

15
16 **CHM** Yes, we'll have to inform the audience for the next witness, I'm afraid
17 you have to leave the hall because evidence will be given in-camera
18 and that is the request of the witness and we accept to the request.
19 And I think you can go home, members of public can go home.
20 Tomorrow will be an open session, what time? After lunch, we have
21 an open session after lunch tomorrow. Observers may remain,
22 observers can –

23
24 **SK** Observers may remain –

25
26 **CHM** May remain.

27
28 **SK** The members of public –

29
30 **CHM** The audience –

31
32 **SK** And the media may leave the room now.

33
34 **[04:15PM]**

35
36 **CHM** Media may leave, members... yes. So those who are remaining here
37 are observers.

1

2 **GOH** Tomorrow at 02:00PM, yes.

3

4 **CHM** Yours, yours will be at 02:00PM, yes?

5

6 **GOH** Yes.

7

8 **CHM** Will be at 02:00PM. 10:00AM will be what? For Joy?

9

10 **SK** Juraima (05:14:05PM) Joy, yes.

11

12 **CHM** Ok, Court adjourned then, yes.

13

14 **JRB** Bangun.

15

16

17

END

18

19 **TIME** : **05:14PM**

**SUHAKAM PUBLIC INQUIRY OF
PASTOR JOSHUA HILMY
RUTH SITEPU**

DATE : 12.08.2020

TIME : 10:18AM

NOTES OF INQUIRY

Coram

Chairman Panel Member 1 Panel Member 2	Dato' Seri Hishamuddin Yunus Dr Madeline Berma Jerald Joseph	CHM PM1 PM2
PDRM Observer	SAC Ahmad Dzaffir Bin Mohd Youssof ASP Muhammad Sabri bin Mohd Raziff	ADY MSR
Family Observer	Philip Koh Cyrus Tui Foo Woei Larissa Ann Louis Audrey Pillai Kenny Ng Bee Ken Ho Yi Poo (PIC) Chun Ket Teh (PIC)	PK TFW LAL AP KBK
Bar Council Observer	Roger Chan Andrew Khoo Lim Heng Seng Gokul Radhakrishnan Alycia Tan Wei Wenn	RC AK LHS
KONTRAS	Dimas Bagus Anges Yati Andriyani	DBA YA

SUHAKAM Panel	Simon a/l Karunagaram Muhammad Faiz Bin Abd Rahman Puveethra Raja Segaran Aida Suraya Haron	SK MFR PRS ASH
Indonesian Embassy	Tuan Junjungan Sigalingging Tuan Henry Dian Dwiharto	SJ HDD

1
2
3

Witness

1	Peter Pormannan a/l Annamalai	PETER
2	Grace Thangamalar a/p Peter Pormannan	GRACE
3	Josiahnandan Emmanuel a/l Peter	JOSIAH
4	Ramanathan a/l Manickavasagan	RAMA
5	Selvakumar Peace John Harris	SELVA
6	Ram Ram Elisabeth	RAM
7	Iman Setiawan Sitepu	IMAN
8		

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11

1 **START**

2

3 **CHM** Assalamualaikum warahmatullahi wabarakatuh. Selamat pagi and
4 good morning. We will continue with our inquiry today from where we
5 left. I invite parties to introduce themselves.

6

7 **SK** Morning panel members, Dato' Seri. I'm Simon, Simon Karunagaram,
8 assisting officer from SUHAKAM.

9

10 **PRS** A very good morning honourable panel members. I am Puveethra Raja
11 Segaran, assisting officer from SUHAKAM also. Thank you.

12

13 **PK** Is this on? I don't think so. Ok anyway. Good morning, honourable panel
14 members. We are very pleased that this session has been reconvened.
15 My name is Philip Koh, representing the family and with me is Mr Tui
16 Foo Woei to assist in the proceedings. Let me record that we are
17 thankful that God Almighty have delivered all of you all and that you are
18 with us this morning.

19

20 **ADY** Assalamualaikum warahmatullahi wabarakatuh. Selamat pagi, Yang
21 Arif Dato' Seri. Assalamualaikum warahmatullahi wabarakatuh dan
22 selamat pagi, Yang Arif Dato' Seri, members of the panel. I am Senior
23 Assistant Commissioner, Ahmad Dzaffir Mohd Youssof, together with
24 me is ASP Muhammad Sabri. Both of us are from the Royal Malaysian
25 Police. We are the observer from the PDRM. Thank you.

26

27 **AK** Good morning, Honourable Commissioners. Good morning,
28 Honourable Commissioners. I'm glad to echo Mr Philip Koh's comments
29 that honourable commissioners are well. I appear this morning... my
30 name is Andrew Khoo, I appear on behalf of the bar council as observer
31 for this hearing and together with me this morning is my intern, Ms Ilona
32 Clayton. Thank you.

33

34 **MFR** Good morning, fellow members. My name is Faiz. I'm a secretariat from
35 SUHAKAM.

36

37 **ASH** Good morning, I'm Aida Suraya from, secretariat from SUHAKAM.

1
2 **CHM** There's a name here. Yes... all, all the SUHAKAM are here. Yes, Mr
3 Simon.
4
5 **SK** Yes. Because we just to let you know the representative from the
6 Indonesian embassy are, are on their way. Two of them will be also
7 joining us today.
8
9 **CHM** I see, good. In, in the event there, there were... when they arrive,
10 please, please add their names to the list, .
11
12 **SK** Ok, fine, will do. Good morning, Dato'. Dato', perhaps before we begin,
13 maybe for the benefit of the observers, I would like to –
14
15 **CHM** Yes, ok. Alright, ok.
16
17 **SK** Dato', I would like to just re-read the dates of the hearings for the benefit
18 of observers. So they can also make their arrangements. So actually
19 we have written to them but there are some additional dates, so I'll just
20 read all the dates. 12th August, 24th August –
21
22 **CHM** Slowly, slowly. Slowly, Simon, slowly. Yes.
23
24 **SK** Alright. 12th August, 24th August, 1st September, 2nd September, 3rd...
25 sorry, 10th September, 17th September, 21st September, 28th
26 September, 5th October, 6th October, 7th October 8th October and 14th
27 October. So, now we are avoiding Fridays so the date will be from...
28 sorry the timing will be from 10:00AM to 04:00PM. Yes, panel members.
29 When, before we... ok, at the last hearing, last hearing was on 4th of
30 March, we –
31
32 **CHM** Sorry, sorry, Simon. Who would be joining us soon from the embassy?
33 Which embassy?
34
35 **SK** Indonesian embassy.
36
37 **CHM** I see. Two members?

1
2 **SK** Two members.
3
4 **CHM** Yes.
5
6 **SK** Our last hearing was on the 4th March, and our witness was giving
7 testimony in camera and it was a closed session. We have not
8 completed the examination with the, with that witness. However, we are
9 not calling that particular witness. Today we are calling, we are only
10 calling witness No.3. His name is Josiahndan. The reason is Mr
11 Josiah has handed over sets of documents and items which we believe
12 belongs to Joshua Hilmy and Ruth Sitepu. So we, that was submitted
13 to SUHAKAM through lawyer Philip Koh and so now, we are recalling
14 the witness today for the verification and confirmation of those items.
15 So –
16
17 **CHM** Josiah is witness number?
18
19 **SK** Three.
20
21 **CHM** No.3. Yes.
22
23 **SK** So then, and we also think that, that the items could be also relevant for
24 the rest of hearing sessions. So that's the reason we are recalling
25 Josiahndan. If that's alright, then we may call the witness now. Thank
26 you.
27
28 **CHM** The witness will stand when witness takes the oath. Witness will stand,
29 when taking the oath.
30
31 **SK** Dato', the representative from the Indonesian embassy are here. Maybe
32 I can invite them to introduce themselves.
33
34 **CHM** Please.
35
36 **SK** Can you... may I request the representative from the Indonesian
37 embassy to introduce yourself?

1
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36

SJ Hello, good morning. Yes, we are from the Indonesian embassy and in particular from the consular sections. I'm dealing with protections of Indonesian citizens and I'm coming with the police liaisons from the embassy for, how we are going to proceed (10:29:37AM) what we are going to do today so that's all. Thank you.

PRS Thank you. Hello, Josiah. Please take the oath. Please stand up.

[10:30AM]

CHM And raise your, your right hand, .

SP3

Nama : **Josiahnandan Emmanuel a/l Peter**

Bersumpah dan memberi keterangan dalam Bahasa Inggeris

Masa : **10:30AM**

PRS Thank you. Please sit down. Ok, Josiahnandan, I am Puvethra Raja Segaran. I will ask you certain questions. But before that, honourable panel members, since Josiah has already introduced himself like wholly with his IC number and his address and everything on 02.03.2020, so I, without any further delay I would like to move on with questions. Thank you. So Josiah, I will ask some basic questions on the knowledge of the items that you received before moving on to some important questions on the, the items that you received. So please answer according... looking at the panels, ok. Thank you. Ok, Josiah, the first question is during your previous examination, you stated that you and your sister was staying at Joshua Hilmy and Ruth Sitepu's house and vacated on April 2017. Can you confirm this?

JOSIAH Yes, that's right.

PRS Ok. So is it true that you collected some items belonging to Joshua Hilmy and Ruth Sitepu from their house?

1 **JOSIAH** Yes, I did collect some items.
2
3 **PRS** Looking at the panel. Ok. Can you confirm that you handed over the
4 items belong to Joshua Hilmy and Ruth Sitepu to the lawyer?
5
6 **JOSIAH** Can you please repeat the question?
7
8 **PRS** Ok, I repeat the question. Can you confirm that you handed over the
9 items that you collected from Joshua Hilmy and Ruth Sitepu's house?
10 The... what was the house? Can you answer on house, which house?
11 At Kampung Tunku, right?
12
13 **JOSIAH** Yes. I collected the items that is belonging to Joshua Hilmy and Ruth,
14 and to give back... sorry, handed it to the lawyer.
15
16 **PRS** Ok.
17
18 **CHM** You, you collected those items at the house in Kampung Tunku?
19
20 **JOSIAH** From the house, yes.
21
22 **PRS** Ok. So can you tell me when you handed over the items to the lawyer?
23
24 **JOSIAH** In February 2020.
25
26 **PRS** So you handed over to the lawyer all the items?
27
28 **JOSIAH** Yes.
29
30 **PRS** Ok. Is it you –
31
32 **CHM** Hold on, hold on. Slowly, a bit slow.
33
34 **PRS** Alright.
35
36 **CHM** February '20, this year?
37

1 **JOSIAH** Yes.
2
3 **CHM** Can you recall the name of the lawyer?
4
5 **JOSIAH** Mr Philip.
6
7 **PRS** Ok, Sir. So I'll move on with a letter that you received on 28.02.2020,
8 together with the items belonging to Joshua Hilmy and Ruth Sitepu from
9 our learned friend, from Mah-Kamariyah & Philip Koh and we would like
10 to tender the document, the letter, right now.
11
12 **CHM** Counsel, we'll have to give a marking. An exhibit marking to this letter.
13
14 **PRS** Yes, Sir.
15
16 **CHM** So –
17
18 **PRS** This is –
19
20 **CHM** What, what marking shall we give?
21
22 **PRS** Ok. This is actually number –
23
24 **CHM** Should be the same, the same way that we marked our previous
25 document.
26
27 **PRS** Yes, Sir. Yes. So this will be Exhibit No.15. 1-5. So may I continue?
28 Alright. So ok, honourable panel members, we have itemised and
29 categorised all the items we received for easy reference and... during
30 this inquiry. So we would like to tender the documents and those items
31 that we received from lawyer. So we have made copies of the list of the
32 items and documents. So we will now provide a copy file which consist
33 the list of documents and items for the panel members and also for the
34 observers. So we will also display, display the items on the table for the
35 benefit of everyone. So please hand over the files. Thank you.
36
37 **CHM** No, no, no. Hand over the list first.

1
2 **PRS** It's together in the file.
3
4 **CHM** The list?
5
6 **PRS** Yes, and we will also display the items on the table, that they received.
7
8 **CHM** Not, not... the list not with you.
9
10 **PRS** It's with the file, inside the file and also with the copy of the documents
11 that we're going to display here. Thank you, Mr Zaidi.
12
13 **CHM** Shall we mark the, the list first? Just the list.
14
15 **PRS** However, panel members, just before that please allow me to assist on
16 the list.
17
18 **CHM** Yes.
19
20 **PRS** Before we move on for the exhibit thing. So ok, we have categorised all
21 the documents and the items into six categories. Please look into the
22 master list. The first document on the, inside, on the file. The first
23 document, the master list which dated 10th, 10th of August.
24
25 **CHM** Ok. We'll mark the master list first. We'll mark first. We'll mark first.
26
27 **PRS** Panel member, I personally feel that it's better for the witness to have a
28 look on the documents and verify and confirm, then we mark on the
29 exhibits.
30
31 **CHM** Not necessarily. You can mark, you know.
32
33 **PRS** Not necessary.
34
35 **CHM** Yes, .
36
37 **PRS** Alright. Ok, so we move on with that.

1
2 **CHM** Kalau we defer it later, we might forgot to mark it.
3
4 **PRS** Ok.
5
6 **CHM** Yes. Mark it straightaway, while we remember now to... you know.
7
8 **PRS** Ok. Sure, panel.
9
10 **CHM** Yes. So this, the, the master list –
11
12 **PRS** So we, actually on the master list –
13
14 **CHM** What –
15
16 **PRS** We already numbered the items –
17
18 **CHM** What, what shall we mark the master list?
19
20 **PRS** Ok, we have already marked as the exhibit, the numbers –
21
22 **CHM** No, no. The exhibit is ok.
23
24 **PRS** Ok.
25
26 **CHM** The master list... that we mark the master list. We'll mark the master
27 list. Yes, tadi Exhibit 15 kan?
28
29 **PRS** Yes.
30
31 **CHM** Sekarang Exhibit 16 lah.
32
33 **PRS** Ok.
34
35 **PM2** No, but you can't because the, the others are already exhibited by 16.
36 We start with 16.
37

1 **PRS** Yes, we already numbered an exhibited number beside that.
2
3 **PM2** So maybe –
4
5 **PRS** For easy reference.
6
7 **PM1** 15A? 15A, tak boleh?
8
9 **PM2** 15-A or 16-A or something like this.
10
11 **PM1** Because already started this –
12
13 **PM2** Or we give another number at the end lah.
14
15 **PM1** 15A tak boleh, 15-1.
16
17 **PM2** Start a new number. 101 lah. Well, the last exhibit that the three is 100.
18
19 **CHM** So 15A lah.
20
21 **PRS** 15A, alright. Thank you.
22
23 **CHM** Master list. Exhibit 15A. Right, please carry on.
24
25 **PRS** Ok. So may I assist exactly inside the content of the master list. Ok,
26 there are six categories. Dokumen rasmi, category A is dokumen rasmi.
27 B is dokumen tidak rasmi. C is surat-menyurat. D is salinan emel. E is
28 sijil. F is barang-barang peribadi yang lain. So to look at the senarai
29 dokumen rasmi A, there are 53 items and we have exhibited number
30 also beside that for easy reference for this inquiry. So there are from
31 16, Exhibit No.16 until 64 for the 53 items. Ok, from the page... until
32 page 3, the third page.
33
34 **CHM** Alright, .
35
36 **PRS** Ok. So for senarai dokumen tidak rasmi, B. There are 10 documents
37 and items. So we have exhibited number from 65 until 68. And moving

1 on to surat-menyurat, category C. There are eight items. We have
2 categorised to, from 69 until 73. And for email, category D, there are 15
3 items. We have categorised from 74A until 76I. And for sijil-sijil
4 bahagian E, the category E. There are 14 items. We have categorised
5 from 77 until 90. And lastly, barang, barang-barang peribadi yang lain,
6 category F. There are 10 items. We have exhibited from 91 until 100.
7 So these are the master list for the documents that we displayed on the
8 table. Those are the original documents and have made copies, and
9 there are copies inside the file as well.

10

11 **CHM** All, all 100 items?

12

13 **PRS** 111 items.

14

15 **PM2** Ada A, ada B, ada C.

16

17 **PRS** And also there are A, B.

18

19 **PM2** Some numbers have running alphabets. 66A, B, C, D.

20

21 **CHM** Ok. We started with 16.

22

23 **PM1** Yes, the exhibit. But the numbering is ok. You tengok kat sini, left. That
24 one is in sequence but exhibit is not.

25

26 **CHM** I see. Ok, ok. Thank you.

27

28 **PRS** So I would like to request the panel member... I, I wanted to ask some
29 questions based on those items to the witness. So may I continue?

30

31 **CHM** Sure.

32

33 **PRS** Thank you. Josiah, I, I am going to ask some questions, certain
34 questions to you regarding the documents, based on the documents.
35 Ok. Where did you collected the items which has been displayed?
36 Honourable panel members, just for the confirmation, is it witness no
37 need to come and verify and confirm on the documents?

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CHM
PRS
SK
PRS
PM2
CHM
PM2
PRS
CHM
PRS
JOSIAH
PRS
CHM

Yes.

Yes. Alright, ok, thank you.

He need to.

He need to or he don't need?

Maybe be good for him to, good for him to have a look.

Yes, to come and have a look. To confirm those that he can remember lah.

Can, can remember.

Ok, alright. So ok, Josiah, please come in front and take a look on the documents. I will guide you on the categories. So first of all on category A, please have a look on all the documents and please verify whether these are the documents that you saw and then you took it.

Take your time, slowly take your time.

[10:45AM]

Ok Josiah, please move on to category B. Ok Josiah, please move on to category C. Thank you, Josiah. Thank you, Mr Zaidi. Ok Josiah, can you confirm that these were the items and documents that you collected from... which belong to Joshua Hilmy and Ruth Sitepu which you collected from Kampung Tunku, Petaling Jaya's house?

Yes, these are the items that I collected from the Kampung Tunku house.

Ok, thank you.

Witness, put them in the box isn't it? The witness put them in the box?

1
2 **JOSIAH** Yes, yes.
3
4 **CHM** Is the box here? Yes.
5
6 **PRS** This was the box that he, he put in the box.
7
8 **CHM** You, you can ask the witness because if he put in the box and the box
9 is here, we have to mark the box, as, give an item to the box.
10
11 **PRS** Ok.
12
13 **CHM** Is the box here?
14
15 **SK** Not here, panel. It's the other... we can bring it to the –
16
17 **CHM** Ok.
18
19 **SK** We have it in the other room, later on.
20
21 **CHM** Later. The box is here but not in this room.
22
23 **SK** Yes.
24
25 **CHM** Ok. Later, later, tak apa. Yes, ok.
26
27 **PRS** So however panel members, can we move on with the questions
28 regarding the document? Ok Josiah, when did you collected the items
29 which is displayed here?
30
31 **JOSIAH** Before, before moving out of the house, we collected these items, I think
32 around 2014.
33
34 **PRS** 2014.
35
36 **CHM** You use the word 'we'? 'We' mean what? Because that mean –
37

1 **JOSIAH** Me and my sister.
2
3 **CHM** You, you're not alone lah?
4
5 **JOSIAH** Yes, I and my sister.
6
7 **CHM** You and your sister. Name of your sister?
8
9 **JOSIAH** Grace Thangamalar.
10
11 **CHM** Grace?
12
13 **JOSIAH** Thangamalar.
14
15 **CHM** She's a witness kan?
16
17 **PRS** She's one of the witness. Josiah, are you sure it is on the 2014? If I may
18 guide you, do you remember when you started studying, your studying
19 years?
20
21 **JOSIAH** 2013.
22
23 **PRS** '13 until?
24
25 **JOSIAH** 2017.
26
27 **PRS** 2017. So when –
28
29 **JOSIAH** So sorry, 2017.
30
31 **PRS** '17.
32
33 **JOSIAH** Sorry.
34
35 **PRS** Ok. So it should be on 2017 when you vacated the house.
36 Approximately around which month, which month?
37

1 **JOSIAH** Before April.
2
3 **PRS** Before April.
4
5 **JOSIAH** Around April lah.
6
7 **PRS** Ok.
8
9 **CHM** Here come with the box here?
10
11 **PRS** Yes?
12
13 **CHM** Is that the box?
14
15 **PRS** Yes, this is the box. And there, there was a bag together with the box.
16
17 **CHM** The box is Exhibit 15B.
18
19 **PRS** 15B.
20
21 **CHM** Box.
22
23 **PRS** Ok.
24
25 **CHM** Has witness... sorry, has witness identified the box? Let witness identify
26 the box. This the box.
27
28 **JOSIAH** Yes, this the box and the bag.
29
30
31 **[11:00AM]**
32 **PM2** Two items then. There are two items.
33
34 **CHM** Two items lah. Bag. Bag. Tengok beg. Bawa keluar beg itu, tengok
35 macam mana rupa beg. Beg. Bag is 15, bag is 15C.
36
37 **PM1** It's empty, right? The bag. Ok.

1
2 **PRS** We have actually took out the documents, There were some documents
3 and books. We have already took it out and we have... are exhibited.
4
5 **CHM** Yes. Can you tell us some, can you tell us something about the bag?
6 The black bag.
7
8 **JOSIAH** Yes. The, the documents, some of the documents were in the bag.
9 Some were on the table, in the drawer. So we just took it and put it into
10 the bag and put it into the box.
11
12 **CHM** Ok.
13
14 **PRS** Ok. Can you narrate exactly what happened when you took all the
15 items? Can you narrate like how did you, how was the situation in the
16 house? And why did you like vacate, like when during the vacating, can
17 you narrate the situation like on that time when you were there, how did
18 you like collect it? If you still remember.
19
20 **JOSIAH** So when we know we were going to leave the house, we, we just went
21 to their room, the office like room to see if there are any important things
22 or anything belonging to them that we should take and then we found
23 these items. So then we, we didn't see through it fully but we just took
24 whatever that we thought would be useful or important for us to keep.
25 Like their birth certificates and all those kind of things.
26
27 **CHM** And you confirm that these are the items?
28
29 **JOSIAH** Yes.
30
31 **CHM** That you have just examined.
32
33 **JOSIAH** Yes.
34
35 **CHM** Yes.
36
37 **PRS** Ok. Was anyone with you when you took the items?

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JOSIAH Only myself and my sister, Grace Thangamalar.

PRS So both of you were there and both of you were taking all the items and putting inside the box.

JOSIAH Yes.

PRS Ok.

CHM And then you took the box to your house, to where? Took the box.

JOSIAH Yes, I took the box to my house in Klang.

CHM To your house in Klang.

JOSIAH Yes.

PRS Where did you kept the box in your house?

JOSIAH In my room.

PRS In your room?

JOSIAH Yes.

PRS So does your father knows about this that... or any of your family members, other than your sister, who knows that you were keeping this box?

JOSIAH Only my sister and myself. We never told anybody.

PRS You didn't tell anyone, ok.

CHM You mean not even your parents?

1 **JOSIAH** Yes. Only after SUHAKAM inquiry, then only we informed them that
2 there's a box like this.
3
4 **CHM** After the commencement of this inquiry?
5
6 **JOSIAH** Yes.
7
8 **CHM** Ok. And before that your parents, even your parents were not aware of
9 the existence of the box?
10
11 **JOSIAH** Yes, because we came from the house bringing all our things, so we
12 just put it and sort it in our place.
13
14 **PRS** Ok. Moving back to the house again. Which part of the house exactly
15 that you took all the items from?
16
17 **JOSIAH** For the documents, it's from the, I mean the papers and all, it's from the
18 office like room. The pictures were in the hall, in their room and the bible
19 in the hall. Their, their personal bibles.
20
21 **PRS** Ok. So what was the reason for you to take the documents and the
22 items?
23
24 **JOSIAH** Yes, like I said, there are some important documents like birth certificate
25 and all those emails and all, so rather than it being in the house, we
26 took it with us in case if they would come back, we will give it back to
27 them.
28
29 **PRS** So you have an assumption that they will come back?
30
31 **JOSIAH** Yes. I, because, because the first time when they went away like that,
32 like I said in the inquiry before, they came back after a while. So we
33 thought the same way.
34
35 **PRS** Ok. So could you please refer to the file, Exhibit No.45? Please refer to
36 Exhibit No.45. Ok. So Josiah, you mentioned that you saw a car grant
37 in your previous statement, previous examination on 02.03.2020. So is

1 this the grant that you saw, that you stated that you saw? Could you
2 find it?
3
4 **JOSIAH** Yes.
5
6 **PRS** Exhibit No.45. It's also on the screen.
7
8 **JOSIAH** Yes, I saw it there also.
9
10 **PRS** Ok. Please answer. Is this the car grant that you saw?
11
12 **JOSIAH** Yes, this is the car grant that we found.
13
14 **PRS** Ok. So you stated that there was a Sabahan family staying, right? In the
15 house. So it was near, nearer to the disappearance date, during
16 November 2016, right?
17
18 **JOSIAH** Yes.
19
20 **PRS** Ok. So would you recognize the family if I show you a picture? Will you
21 able to recognise? Can, can you show the picture? Ok, please refer to
22 Exhibit 100, 100.
23
24 **JOSIAH** No, not them. They were not the ones.
25
26 **PRS** They were not the ones. Ok. Do you know who they are?
27
28 **JOSIAH** No, I don't know who they are.
29
30 **PRS** You've never seen them in the house or?
31
32 **JOSIAH** Yes, never.
33
34 **PRS** No. Ok, thank you. So, honourable panel member, I would like to refer
35 to the pictures tendered by previous witness, Mr Selvakumar. So please
36 look at the pictures, Exhibit 5.
37

1 **CHM** Can I, can I ask a question? You said... you were shown the picture just
2 now, Exhibit 100. The question is, 'Is this the Sabahan family?', isn't it?
3 The question lah.
4
5 **PRS** Yes.
6
7 **CHM** Answer is no. The question now is. You have gone through, you have
8 gone through the exhibits. Is there a picture of them, among the exhibit?
9 Is there a picture?
10
11 **JOSIAH** No, no.
12
13 **CHM** There's no picture of them in the, among the exhibits?
14
15 **JOSIAH** There's no picture. No.
16
17 **CHM** Alright. Have that recorded, .
18
19 **PRS** Thank you. So can we move on with Exhibit 5?
20
21 **CHM** Exhibit 5. Dulu punya?
22
23 **PM1** Dulu punya kan?
24
25 **PRS** Yes, previous one. It's on the slides also.
26
27 **CHM** Ok right.
28
29 **PRS** Josiah, based on those screenshotted pictures, do you think that...
30 have you seen the people or the places? Is it recognizable for you?
31
32 **JOSIAH** I don't have this picture here.
33
34 **CHM** Witness is shown this photograph and what is the question?
35

1 **PRS** Can you, can he, can Josiah recognise the place or any people? The
2 background. Because they have like toilet. Is it like from the Kampung
3 Tunku Petaling Jaya's house? Is there –
4
5 **JOSIAH** No. This is not Kampung Tunku house.
6
7 **PRS** Other pictures? The background of the picture? Or the people? Do you
8 recognise anyone that you saw in the house? Or even there is a name
9 as Uncle Subramaniam?
10
11 **CHM** You, you ask one question at a time kan?
12
13 **PRS** Ok.
14
15 **CHM** Or you nak, nak dia tengok is that you recognize the bathroom, ask for
16 the bathroom first. He say no, I don't recognise the bathroom, then you
17 ask ok, you don't remember the bathroom, can you recognise the
18 people in there. Something... a step at a time.
19
20 **PRS** Ok. Alright, ok. Thank you.
21
22 **JOSIAH** This one also I don't recognise.
23
24 **PRS** You don't recognise.
25
26 **JOSIAH** Yes, I don't recognise.
27
28 **CHM** You can't recognise the place, also the people.
29
30 **JOSIAH** Yes, the person and the –
31
32 **CHM** The person in the picture. Ok, right.
33
34 **PRS** How about C? Do you know the name?
35
36 **JOSIAH** No, I don't know.
37

1 **PRS** No.
2
3 **JOSIAH** I don't know.
4
5 **PRS** So can we move on to D?
6
7 **JOSIAH** No, I don't recognise this person.
8
9 **PRS** How about E?
10
11 **CHM** Witness, there are two things. The place and people. You might
12 recognise the place but you might not recognise the people. You might
13 recognise the people, you might not recognise the place. So take note.
14 If, if you cannot recognise the people but you know the place where is
15 it, then you tell us. Please tell us.
16
17 **JOSIAH** Alright.
18
19 **CHM** Yes. Take your time. Because you live in the Kampung Tunku house.
20 You live there.
21
22 **JOSIAH** Yes.
23
24 **CHM** So you might be familiar to some of the bathroom.
25
26 **JOSIAH** This, this picture is at the Kampung Tunku house. Exhibit F.
27
28 **CHM** Ok, there are two pictures there. Left and right. Ok, we begin with the
29 left. Is it, is it in the, in the... is it the bathroom?
30
31 **JOSIAH** Yes, both is the same place, same bathroom.
32
33 **CHM** It's the bathroom.
34
35 **JOSIAH** Same bathroom.
36
37 **CHM** Ok, right.

1
2 **PRS** Ok, so can we move on to G? Do you know the name?
3
4 **PM2** No, but you haven't answered whether you recognise the people in the
5 F.
6
7 **JOSIAH** It's too dark, I can't recognise.
8
9 **CHM** Patah, patah balik. Patah balik.
10
11 **PM2** As a panel, we are advising you, can you ask question one at a time?
12
13 **PRS** Ok.
14
15 **PM2** Do you recognise the place? Yes. Do you recognise the people? Then
16 move on to the next question.
17
18 **PRS** Ok.
19
20 **PM2** Easier for him also.
21
22 **JOSIAH** No, I don't recognise the people in this picture. Only Mr Joshua and
23 Ruth.
24
25 **PM2** The ones, the ones standing is?
26
27 **JOSIAH** The one standing, the one on the left is Joshua and the one on the right
28 standing is Ruth.
29
30 **CHM** But you cannot recognise the, the two person sitting?
31
32 **JOSIAH** Cannot.
33
34 **CHM** Ok.
35
36 **PRS** So let's move on to G.
37

1 **JOSIAH** No, I don't recognise this person.
2
3 **PRS** How about H? Are, are you referring to the picture, this picture?
4
5 **JOSIAH** No, I'm in G. G is the –
6
7 **PRS** G. Ok, please refer to H.
8
9 **JOSIAH** H.
10
11 **CHM** No, no. Tadi ini, ini gambar apa ini?
12
13 **PRS** This is the.
14
15 **CHM** No, G ke? H ke apa?
16
17 **PRS** This is H.
18
19 **CHM** H. Aren't we finished with H?
20
21 **PRS** No, we were in G just now but he didn't know anyone from the G.
22
23 **CHM** Ok, alright.
24
25
26 **[11:15AM]**
27 **PRS** So we moving, moving on to H.
28
29 **CHM** This H? Right.
30
31 **PRS** Yes. Ask... the two persons in the picture on, one holding the shower.
32 Can you recognise who is that person?
33
34 **JOSIAH** The one holding the shower on the left is Joshua.
35
36 **PRS** Ok.
37

1 **JOSIAH** And the one sitting, I don't recognise.
2
3 **PRS** Ok. So how about the other picture? The standing –
4
5 **CHM** Hold on, hold on. I think we... what we've been telling you. Begin with
6 the bathroom first. You got recognise the bathroom tak.
7
8 **PRS** Ok. Do you know the place?
9
10 **JOSIAH** No, I don't recognise the bathroom.
11
12 **PRS** You don't recognise the bathroom.
13
14 **CHM** Ok, then, then the picture on the right then. Where is that place?
15
16 **PRS** Then on the right.
17
18 **CHM** Where is this place? Do you know where the place is?
19
20 **JOSIAH** This is the Kampung Tunku house hall. And I, I don't recognise the
21 person on the right.
22
23 **CHM** Alright.
24
25 **JOSIAH** And the other two is Joshua and Ruth.
26
27 **PRS** But you said that the picture, standing picture, it is the hall of Kampung
28 Tunku.
29
30 **JOSIAH** Yes.
31
32 **PRS** But how can the, the toilet isn't from the same house?
33
34 **JOSIAH** I –
35
36 **PRS** So –
37

1 **JOSIAH** I –
2
3 **PRS** Are you really sure the background of the first picture isn't from
4 Kampung Tunku, Petaling Jaya?
5
6 **JOSIAH** I, I can't recognise because the picture is too small. But I suppose it's
7 the Kampung Tunku house.
8
9 **CHM** The picture with the shower?
10
11 **JOSIAH** Yes, the picture with the shower is too small for me to recognise whether
12 that's the bathroom.
13
14 **PM2** Can look on the screen here. I don't know what's on your screen. Is it
15 bigger?
16
17 **JOSIAH** Yes, I don't recognise the place.
18
19 **CHM** Ok.
20
21 **JOSIAH** But I mean, what I mean is I can't confirm that, that's the house but I
22 suppose it's the house. It's the, that bathroom in the PJ house.
23
24 **CHM** You suppose?
25
26 **JOSIAH** Yes, I suppose.
27
28 **CHM** You suppose.
29
30 **JOSIAH** Yes.
31
32 **CHM** How many bathrooms are there in that bungalow?
33
34 **JOSIAH** Three.
35
36 **CHM** Three.
37

1 **JOSIAH** Three. One in the master bedroom.
2
3 **CHM** Yes.
4
5 **JOSIAH** One is for general use. The other one in the kitchen, there's a bedroom.
6 In that, there's a bathroom.
7
8 **CHM** Three?
9
10 **JOSIAH** Yes.
11
12 **CHM** Kitchen and then master bedroom, and one?
13
14 **JOSIAH** Common bathroom.
15
16 **CHM** Common bathroom.
17
18 **JOSIAH** By itself, not attached to any room.
19
20 **CHM** Ok, alright. You and your sister use which bathroom?
21
22 **JOSIAH** The common bathroom.
23
24 **CHM** The common bathroom.
25
26 **JOSIAH** Yes.
27
28 **CHM** Is this the common, the common bathroom?
29
30 **JOSIAH** No.
31
32 **CHM** No, alright.
33
34 **JOSIAH** Yes.
35
36 **PRS** I move on?
37

1 **CHM** Yes.
2
3 **PRS** I add on with the questions. Have you seen the other two bathrooms
4 also?
5
6 **JOSIAH** Yes, I have seen it.
7
8 **PRS** You have seen it. But you can't confirm that this is the bathroom.
9
10 **JOSIAH** Yes, can't.
11
12 **PRS** Ok. On the left picture, you say that it is the hall of Kampung Tunku,
13 Petaling Jaya house –
14
15 **CHM** Sorry. It's, to us it's the right.
16
17 **PRS** Right?
18
19 **CHM** Yes.
20
21 **PRS** The right picture. Can you confirm that, that is Joshua and Ruth Sitepu?
22
23 **JOSIAH** Yes, that's Joshua and Ruth Sitepu.
24
25 **PRS** Ok. So the person in the picture, the right picture, the tall person, you
26 can't recognise him?
27
28 **JOSIAH** Yes, I don't recognise him.
29
30 **PRS** You've never seen him at the house also?
31
32 **JOSIAH** Yes, never seen.
33
34 **PRS** Ok, because this post has been posted on 2015 which you were there
35 at the moment. So you're saying that, so you, you have never seen?
36
37 **JOSIAH** Yes, I never seen him.

1

2 **PRS** Ok. Panel members, may I move to the other post?

3

4 **CHM** Sure.

5

6 **PRS** The other exhibit.

7

8 **CHM** Yes.

9

10 **PRS** So next would be I.

11

12 **PM2** The... may I ask the, I thought we were going through the exhibits. So
13 we started with Exhibit 100 and then you're recalling the older exhibit
14 to, to verify. Are we doing the exercise of the verifying of the exhibits as
15 you started out? And then why are we going to the older exhibits to get
16 him to verify more information? Which you can, you can do but can that
17 be done later? Or is there a relevance to verifying this list of exhibits?

18

19 **PRS** Panel member, actually we were moving to the pictures so that is the
20 reason why I went to Exhibit 5. Because from the pictures or other
21 documents, we've, we didn't find any relevant issues to be asked to the
22 witness. So that is the, except for the car grant because previously he
23 mentioned about the car grant. So that is the reason why I moved to the
24 Exhibit 5.

25

26 **CHM** But Exhibit 5, but at, at this juncture, we are focusing on those exhibits,
27 aren't we? So I want to finish with that first. Once kita selesai, baru kita,
28 you nak pergi gambar dulu ke bila, kan? Janganlah. Kita tengah fokus
29 ini, you, you jump to.

30

31 **PRS** Ok, panel member, I, so I don't have any questions to be asked
32 regarding the items and documents that been tendered to witness,
33 especially on this part for, to witness, Josiah. So that is the reason why
34 I went to Exhibit 5. So my apologies.

35

36 **CHM** It's ok, it's ok. Do you, do you, do you want the panel to... you want to
37 highlight any particular exhibit from all which you think is very important

1 that might throw some light on the, on the disappearance of the couple?
2 Do you, do you have any? Like to show us, highlight to us any particular
3 document or exhibit from among these exhibits?
4

5 **JOSIAH** From among these exhibits, I think the email would help.

6
7 **CHM** Ok, which item? You have your... which item?
8

9 **PRS** If I may assist, it's the Exhibits 76A until 76I.
10

11 **CHM** 76A,
12

13 **PM2** 74A is not? Not 74A. Ms Puvethra, it's not 74A? In your listing for
14 emails is 74A onwards.
15

16 **PRS** Yes, but for... ok, then may I refer that... may I know what kind of emails
17 you mean?
18

19 **CHM** Taklah, ok tunjuklah. Identify lah. Tunjuk one by one. Tunjuk, tunjuk.
20 We begin with 76A.
21

22 **PM2** Under 74A, there was two, two emails before that. 74A. Sebab itu aku
23 tanya kenapa 74 dia tak.
24

25 **PRS** Ok Josiah, can we go to 74A, Exhibit 74A? Can you recognise one by
26 one which email that you meant by?
27

28 **CHM** Counsel and, and observers, just like to know that once witness,
29 counsel has finished with examining the witness on these exhibits, kita
30 nak break sekejap. Break sekejap to enable observer, for you all to go
31 through the exhibit. Maybe about, about 20 minutes to half an hour, and
32 then kita resume. So by the time observers are already, already have
33 familiarised with the exhibits, ok. Ok. Ok, sorry. Carry on, .
34

35 **PRS** Thank you. So Josiah, can you find which email that you meant?
36

37 **JOSIAH** It's from 76A onwards.

1
2 **CHM** I see. So you are not, you are not highlighting us 74A?
3
4 **JOSIAH** No.
5
6 **CHM** I see. Ok, alright. 76A. Blur, blur sikit. Tunjuk on the screen 76A.
7
8 **PRS** The emails were... when we received, it was in the same condition.
9
10 **CHM** I see. Ok, ok. Ok, macam inilah. Ok.
11
12 **PRS** Yes. Ok Josiah, what do you know about these emails? Why you
13 specifically choose this?
14
15 **JOSIAH** I don't really know exactly what but there were some few words like, it
16 seemed like threatening words in this email when I went through it
17 roughly, so that's all.
18
19 **CHM** Yes, ok. Ok. For example, you talk, talking about threatening words. Ok,
20 this particular email. Di mana itu the threatening words? Can read, read
21 us, read to us aloud the threatening words? Focus on 76A first, then we
22 go by, one by one to B, C. A dulu.
23
24 **JOSIAH** So if don't have, I say don't have. Right? If there's no any such words
25 that I remember, I say no?
26
27 **CHM** Then you just tell us.
28
29 **JOSIAH** Ok.
30
31 **CHM** But if, if you can tell us the email is, is from whom to who, tell us. Dari
32 siapa kepada siapa emel ini, just tell us. So are there any threats in
33 seven, in A? Ada threats?
34
35 **JOSIAH** No.
36

1 **CHM** Tak ada, ok. Then you can move on. But do you know from whom to
2 whom, this email?
3
4 **JOSIAH** No, I don't know.
5
6 **CHM** Ok, ok. Then move on to B then. Yes, counsel.
7
8 **AK** Honourable commissioners, have we established, have we established
9 that the witness has actually read the emails prior to this?
10
11 **CHM** Alright, ok.
12
13 **AK** Because he's, he's being asked to identify emails that he says are of,
14 of interest or concern.
15
16 **CHM** Yes.
17
18 **AK** We've made the assumption therefore that he's actually read all the
19 emails.
20
21 **CHM** Thank you, counsel. Thank you.
22
23 **AK** Thank you.
24
25 **CHM** Yes, Mr Josiah. You refer to us A, 76A to, 76 berapa tadi? A to? A to
26 H?
27
28 **PRS** A to I.
29
30 **CHM** A to I. And you say this could be of assistance to the inquiry. The
31 question is have you read these emails? Have you read them?
32
33 **JOSIAH** No, I have not read fully. Because when, when we were taking and
34 packing it, we were in, in a midst of just packing it only. So whatever we
35 thought that was important, we just take. So as I said, we didn't exactly
36 read the whole thing. I didn't exactly read the whole thing.
37

1 **CHM** I see, alright, ok. In, in that case, just straight away let's, let's focus on
2 any particular email, ok. Yes. That you, you say it is important to be
3 brought to our attention.
4

5 **JOSIAH** Alright.
6

7 **CHM** Which we have read. I have a, a suggestion to make kan. We, I don't
8 want to rush the witness. I think this a good moment while witness is
9 going through the emails to refresh his memory, observers would like to
10 come forward and have a look, and examine the, the exhibits and during
11 that time, we'll be in the next room. We'll take a break. Will that be
12 alright? Ok, so we'll take a break. We'll take a break. Ok. What's the
13 time now?
14

15 [11:30AM]
16

17 **PM2** 11.30AM. 11:30AM.
18

19 **CHM** 11.30AM. So around... counsel? We'll come back in 20 minutes time.
20

21 **PM2** Ok.
22

23 **CHM** Ok, then ok. Ok, we'll take a short break .
24

25 **END**
26

27 **TIME** : **11:31AM**
28
29
30
31
32
33
34
35
36

1 **DATE** : 12.08.2020

2 **TIME** : 12:03PM

3

4

START

5

6 **CHM** Yes counsel. Proceed.

7

8 **PRS** We may recall Josiah, Witness No.3. Ok Josiah, moving on to the
9 continuation of the previous, before the break. So you were stated that
10 you saw some emails and they also has been exhibited. It's on Exhibit
11 76, email. So my first question regarding the emails is, is this the first
12 time you saw, you are seeing this email?

13

14 **JOSIAH** You mean today?

15

16 **PRS** When was the first time you saw the email?

17

18 **JOSIAH** When, when we, when we were taking it and putting it into the bag.

19

20 **PRS** Did you write the emails at the time when you put inside the bag?

21

22 **JOSIAH** I only read a little.

23

24 **PRS** What was your findings based on the emails when you read?

25

26 **JOSIAH** Ok. Like I said just now, a few, what I feel like, it sound like threatening
27 kind of message. It's the one on 76A.

28

29 **CHM** Yes.

30

31 **JOSIAH** The top part.

32

33 **CHM** Before that, 76A?

34

35 **JOSIAH** Yes.

36

1 **CHM** Does this email tell from where and to whom? Who, who is the sender
2 and who is the recipient?
3
4 **JOSIAH** The sender is, it's stated here is -
5
6 **CHM** Yes.
7
8 **JOSIAH** Khairy.
9
10 **CHM** Mana itu?
11
12 **PM1** Where did it say Khairy?
13
14 **PM2** Bottom.
15
16 **JOSIAH** The name below.
17
18 **PM1** The, the second -.
19
20 **PM2** Bottom. Bottom part of 76A.
21
22 **JOSIAH** The first one is -
23
24 **CHM** Yes, at the bottom, yes.
25
26 **PM2** Bukan itu.
27
28 **JOSIAH** Not clear.
29
30 **PM2** 76A.
31
32 **PM1** What does he say there, Khairy? Dear -
33
34 **CHM** Mana itu?
35
36 **PM1** Kat bawah ini, Dato' Seri.
37

1 **PM2** 76A.
2
3 **PM1** Ini, ini. Yang bawah. 76A.
4
5 **CHM** Yes.
6
7 **PM1** Bawah, bawah. The second, 76A.
8
9 **CHM** Yes, yes.
10
11 **PM2** That's not 76A.
12
13 **CHM** Yes, yes. Yes, yes I got it. Tak juga. 76A. So hold on, hold on yes. 76B,
14 76 -
15
16 **PRS** A.
17
18 **CHM** Yes, I got it. I've got it.
19
20 **PM1** Yes, the second para. Dekat bawah.
21
22 **CHM** I see. Yes ok, alright. Ok. The sender called himself Khairy. Addressed
23 to? Who is it addressed? Addressed to ke siapa? You know to whom
24 it's addressed?
25
26 **JOSIAH** It's addressed straight, it mentions here as Pastor only.
27
28 **CHM** Where? You can, you can use the pointer to the screen.
29
30 **JOSIAH** 'Dear'... can we go on top of it?
31
32 **CHM** Tu. 'Good day Pastor'.
33
34 **JOSIAH** Yes.
35
36 **CHM** 'Good day Pastor'.
37

1 **JOSIAH** Yes.
2
3 **CHM** But no name, yes.
4
5 **JOSIAH** But no name.
6
7 **CHM** Ok. Ok. Ok. Then the contents.
8
9 **JOSIAH** Yang atas punya. Some more. Ok. This part. Should I read it?
10
11 **CHM** Yes please do.
12
13 **JOSIAH** It says here, 'Saya pun tak ada masa, saya pun tak ada masa layan
14 orang degil macam Pastor. Tapi pemikiran saya, saya lebih suka Pastor
15 keluar dari Malaysia'.
16
17 **CHM** What about the, those words in the manual? Doesn't that attracts you?
18 Deals with 'jangan'.
19
20 **JOSIAH** Yes, this also.
21
22 **CHM** Read, read that. Read it.
23
24 **JOSIAH** 'Jangan salahkan diri saya jika anda ditahan oleh mereka. Saya sudah
25 jalankan kerja saya menghubungi Pastor'.
26
27 **CHM** Ok. Next email?
28
29 **JOSIAH** And another one at, I realised which I read was on the second page,
30 76B.
31
32 **CHM** Always begin yes, from whom and to whom, yes.
33
34 **JOSIAH** From here it says, from... what is this. Wifi Girl (12:10:37PM). The email
35 address. It says from Wifi Girl to Pastor Joshua Hilmy.
36
37 **CHM** Yes.

1
2 **JOSIAH** Should I read it?
3
4 **CHM** Please do. Yes.
5
6 **PM2** Because you told us that these emails caught your attention.
7
8 **CHM** Yes.
9
10 **PM2** So, you can read it yourself but you must tell us which part caught your
11 attention.
12
13 **JOSIAH** Yes.
14
15 **PM2** That's the part you should read.
16
17 **JOSIAH** Ok, alright. 76B right at the bottom, which it states. 'Pastor, please read
18 and think properly before you regret your current negative attitude has
19 threatened your life and bring dark future'. This part.
20
21 **CHM** Read, read. That's all?
22
23 **JOSIAH** Yes.
24
25 **CHM** Is this still from, what. Wifi Girl?
26
27 **JOSIAH** Yes.
28
29 **CHM** Then how do you explain that? The next page it says. 'Thanks'. How do
30 you explain that? The writer seems to be a person calling himself Khairy
31 Jamaluddin. How do you explain that? So from whom is this email?
32
33 **JOSIAH** The sender states himself as Khairy Jamaluddin. Sending to Pastor
34 Joshua Hilmy.
35
36 **PM2** You have no knowledge of these emails, right?
37

1 **JOSIAH** Yes.
2
3 **PM2** You wouldn't know who sent it, who it is was for. It's just that you claims
4 it.
5
6 **JOSIAH** Yes.
7
8 **PM2** And so I think you wouldn't be able to answer who it's from, who it's not
9 from.
10
11 **JOSIAH** Yes.
12
13 **PM2** So you have no knowledge of this email. Only because you picked up
14 this copy when you're putting in, you read the email while you picked
15 up.
16
17 **JOSIAH** Yes.
18
19 **PM2** And something caught your attention.
20
21 **JOSIAH** Yes.
22
23 **PM2** So I think you should answer that I don't know, if you don't know.
24 Because you are answering as if you know who the email is from.
25
26 **JOSIAH** Ok, alright.
27
28 **PM2** Do you know who the email is from, who is it from?
29
30 **JOSIAH** No I don't know who the email -
31
32 **PM2** Yes.
33
34 **JOSIAH** Is sent from.
35
36 **CHM** Next.
37

1 **JOSIAH** That's all.
2
3 **CHM** That's all?
4
5 **JOSIAH** That's all.
6
7 **PM2** Ok.
8
9 **CHM** Ok, thank you.
10
11 **PRS** Ok. During 2015, you mentioned that just, Joshua Hilmy and Ruth Sitepu they went in a rushing manner and they came back in two months of time. So after they coming back, did they ever told you about any threatening issues?
12
13
14
15
16 **JOSIAH** No. They didn't mention anything.
17
18 **PRS** Ok. The relevancy of this question is, the panel members, these emails, if you notice it's on the top of the emails, are it's stated, it's a November 2015. The emails were sent on November 2015. So that is the reason why I asked.
19
20
21
22
23 **CHM** Just hold on, hold on. Let me see dates, yes. On the email sekali.
24
25 **PM2** 76B and C.
26
27 **CHM** Balik the -
28
29 **PRS** A, B, C.
30
31 **PM2** A, B, C.
32
33 **PRS** Yes.
34
35 **PM2** 76A, B, C.
36
37 **PRS** All of them. Yes.

1

2 **PM2** The dates. Can show it on the screen also.

3

4

[12:15PM]

5

6 **CHM** Show the, show the email again on the screen. The emails again, yes.
7 So do one find the date?

8

9 **PRS** Jamaluddin. 23.11.2015. Besarkan lagi. Besarkan lagi. 400 pun boleh
10 juga. Ok. Yang tarikh itu.

11

12 **CHM** Monday, November?

13

14 **PRS** Yes. It's on 2015.

15

16 **CHM** Yes. Ok. The other email on 76B, is it the same, same, same, same
17 date?

18

19 **PRS** He mentioned previously in his statement that they went in a rushing
20 manner in 2015. And they came back after two months.

21

22 **PM1** Tak, tak, tak.

23

24 **CHM** Tadi kita tengok 76A kan?

25

26 **PRS** Yes.

27

28 **CHM** The date.

29

30 **PRS** Yes.

31

32 **CHM** What about B, yang B? B.

33

34 **PRS** Same date.

35

36 **CHM** Yes?

37

1 PRS In 2015 also. November,
2
3 CHM Kita tengok B pula, B, B, B.
4
5 PRS B, yes.
6
7 CHM The date,
8
9 PM1 2016.
10
11 CHM B. It is 21st.
12
13 PRS Maybe the arrangement of the emails were in a different manner. So
14 that is the reason why, actually the emails, it will be coming from the
15 bottom to the latest.
16
17 CHM Yes, yes of course. Yes.
18
19 PRS Yes. So that is the arrangement of the emails I guess.
20
21 CHM Of course, of course, of course,
22
23 PRS But it was in November 2015.
24
25 CHM Yes of course, of course. But does it show that one is 21st November?
26 The, the subsequent is 23rd November yes?
27
28 PRS Yes.
29
30 CHM Macam itulah kan?
31
32 PRS Yes.
33
34 CHM Yes, yes, yes. Not both are dated 23rd November. One is 21st
35 November.
36
37 PRS Yes, yes.

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CHM Kan? Yes. That's my point, yes.

PRS Yes. And shall we move on to C.

PM2 Yes, yes go ahead.

PRS C. It's dated on November 21st as well, 2015. The difference is only on the timing. One was in the morning, there was in afternoon, the emails were sent. The timings of the emails sent.

CHM The timing.

PRS Yes. That was the difference between all these emails. Although it's 21st November.

CHM Date as well isn't it? Kalau satu itu 23rd?

PRS 23rd was in a different timing. But for the 21.11.2015 -

CHM Yes.

PRS There was a difference in the timings.

CHM Yes.

PRS Yes.

CHM Ok.

PRS So the emails were sent on 21st of November and also on 23rd of November. And in a different timing.

CHM Yes of course, of course. So now, you have any question?

PRS So far on the emails, that is the, that's all.

1 **CHM** Ok.
2
3 **PRS** But I have a very last question. So besides on these emails, do you
4 have any other documents or which you have seen before, which you
5 can assist this inquiry? Based on these items that you collected.
6
7 **JOSIAH** No. There are no any other documents.
8
9 **PM2** Yes, did you understand the question?
10
11 **JOSIAH** Yes. There are no any other documents that is here that I've seen that
12 could assist this.
13
14 **PM2** Only the emails you thought were relevant?
15
16 **JOSIAH** Yes.
17
18 **PRS** You didn't find any other documents which you find is crucial for this
19 inquiry?
20
21 **JOSIAH** No I didn't.
22
23 **PRS** You didn't. Ok. However panel members, so we have analysed all the
24 items received and we would like to highlight the relevance of these,
25 these, some of the items from, the items that Josiah collected. So we
26 can do, we can do this without the presence of witness also. So maybe
27 we can open the session... should I just continue with the relevancy of
28 the, these documents?
29
30 **CHM** Yes.
31
32 **PRS** If you allow. Thank you. Ok. On the relevance of the documents that we
33 categorise here, so first of all on the background facts, previously there
34 were questions posed to the witnesses regarding the work, the
35 occupation by Ruth Sitepu and Joshua Hilmy. So based on Exhibit 20,
36 please refer to Exhibit 20, panel members and observers.
37

1 **CHM** Exhibit 20.
2
3 **PRS** 2-0.
4
5 **CHM** Yes. Today punya exhibit? Yes, right.
6
7 **PRS** Ok. There is a wording as penginjil, on the pekerjaan part. On the work.
8 Profession. Ok, this is actually a document, certificate of police
9 registration from Indonesian, from Indonesian Department. Police, I
10 think police department because this is a police registration. So from
11 this police registration, we found that her profession was penginjil. And
12 there is name of Ruth Sitepu and with her address and profession and
13 the date of the letter, of this certificate has been issued.
14
15 **CHM** It's a police report, yes?
16
17 **PRS** Yes?
18
19 **CHM** Police report? Is this a police report?
20
21 **PRS** Yes this is a police registration.
22
23 **CHM** Indonesian police report.
24
25 **PRS** Yes, Indonesian police registration.
26
27 **PM2** Not the report. I think it's called police registration. I think it's not report.
28
29 **CHM** Surat tanda melaporkan. Police registration.
30
31 **PM2** Certificate.
32
33 **PRS** Actually on the same exhibit itself, on the down part, the No.5, there is
34 Hilmy Bin Hanim (12:22:45PM), which is Joshua Hilmy. His profession
35 has been stated as penginjil also.
36
37 **JOSIAH** ID.

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PRS It's, it's on the screen also.

CHM Yes.

PRS So that shows that -

CHM What sort of document is this, is it, is this a police report ke?

PRS Ok. I think on the -

CHM Certificate ke? Kan?

PRS On the confirmation of this document, I would like to request the Embassy of Indonesian, since they are here, they may assist us on the documents.

CHM Yes.

PRS To explain on the documents.

CHM It's a good idea.

PRS Yes. Thank you.

CHM Yes.

HDD Thank you. If we see this document, we can see that Ruth Sitepu informed police that there is a guest in his house. That is Hilmy Bin Hanim.

CHM Is this a police report like the same that we have in our country? It's a -

HDD No, this is report to someone who has come to his, his, his house. Her house. This is not report police, police report. Just inform police that Hilmy Bin Hanim has arrived and stay in, this is Sitepu house. Because in Indonesia, one 24 hour guest must be report to the community. Thank you.

1
2 **CHM** Thank you. Thank you. That's the requirement of the law in Indonesia.
3
4 **HDD** Yes, 24 hours.
5
6 **CHM** Where is this place? Where is this place? Is it, it says Kota, is it a place
7 called Kota Binjai?
8
9 **HDD** If we see the letter, this place address in Sumatera Utara Province.
10
11 **PM2** Tuan, is it Tn Henry?
12
13 **HDD** Yes.
14
15 **PM2** Can you stand up? We can't see you.
16
17 **HDD** If we see this letter, he report that, she report at balai polis, in Malaysia
18 like balai polis, this is sektor selesai (12:25:13PM) means same like
19 balai polis. So Ms Ruth Sitepu report in his house there is a guest name
20 Hilmy Bin Hanim. Normal, normal activity, if someone come to the
21 community, we, we must report one 24 hour who is this.
22
23 **CHM** Ok thank you.
24
25 **HDD** Yes.
26
27 **CHM** Yes.
28
29 **PRS** Thank you. So that is the profession of Ruth Sitepu and also Joshua
30 Hilmy based on the police registration. So shall we move on to the next
31 relevance of the documents? So I will, I would like to request for the
32 panel members and observers to refer to Exhibit 33. 3-3. The exhibits
33 are from 33, 34, 35 and 36A and B.
34
35 **CHM** Yes.
36

1 **PRS** Previously by our witness, Mr Peter Pormannan, he stated that Mr
2 Joshua Hilmy he used to make inventions. So this is one of the talents
3 and inventions that made by Joshua Hilmy, which has been reported in
4 newspaper. So there are some newspaper clippings, regarding and...
5 based on, based on these newspaper clippings, there are titles as
6 'Percubaan Jurujual Terbangkan Pesawat Ciptaan Sendiri Gagal'. So
7 in this case we can make the relevance that, we can, we can come for
8 a conclusion that Joshua was a jurujual before this. A salesman before
9 this.

10

11 **PM1** Ok.

12

13 **PRS** So next is the baptised certification of Ruth Sitepu and Joshua Hilmy.
14 So, ok. Before that, I would like to move on to the statutory declaration
15 made by Joshua Hilmy, which is on Exhibit 23 and 24. Exhibit 23 is a
16 certified copy and 24 is uncertified copy. Based on these statutory
17 declarations, we can come for a conclusion that he, he wanted to come
18 out from Islam and he wanted to go for Christianity. Ok, next it will be
19 the baptised certification. Which is on Exhibit 51 for Ruth Sitepu. The
20 document by Canning Garden Methodist Church. From Ipoh, Perak.
21 That is a pengesahan pembaptisan. In the name, under the name of
22 Rudangta. Who is actually Ruth Sitepu. Previously it was mentioned by,
23 in a previous witness also mentioned about this that her name was
24 Rudangta.

25

26 **CHM** Yes.

27

28 **PRS** And for baptised certification of Joshua Hilmy, we can refer to Exhibit
29 78. 7-8.

30

31

[12:30PM]

32

33 **PM2** This, this 51, Exhibit 51 is not the baptism certificate. It is a confirmation.

34

35 **PRS** Of the baptism.

36

1 **PM2** That she was baptised elsewhere. As she said it. So this is not the
2 baptism certificate. It's to confirm that she has been baptised in
3 wherever.
4
5 **CHM** In Indonesia yes?
6
7 **PM2** Yes. So yes, so, so don't mistake that as a baptism certificate.
8
9 **PRS** Ok. So this is a pengesahan pembaptisan.
10
11 **PM2** Yes.
12
13 **PRS** So next exhibit would be 78.
14
15 **CHM** Does this certificate means what it says? Under, under the name
16 Joshua Hilmy Hanim, I saw the word, 'Born in Indonesia'. Is he really
17 born in Indonesia? I thought he's a Malaysian. Born in Malaysia.
18
19 **PM2** Yes.
20
21 **CHM** Yes.
22
23 **PRS** This was a certificate police by Bethany Church. Hold on. Bethany
24 Church of Singapore. Bawah sekali. Besarkan bawah sekali. Bethany
25 Church, Singapore.
26
27 **CHM** Could have been a mistake.
28
29 **PM2** Yes.
30
31 **CHM** Born in Indonesia. Could be a mistake, yes. I think we have, we have
32 established, I think we have established he's born in Malaysia kan?
33
34 **PM2** Yes.
35
36 **PRS** He is born in Malaysia because he has all the surat kelahiran, sijil
37 kelahiran and IC of his.

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Yes.

Ok. So the last would be testimony. The testimony of, by Joshua Hilmy is on Exhibit 65. 6-5. Previously witnesses were telling that he has his own testimony to explain how he came to the Christianity. So these were the document, the testimony document. Of Joshua Hilmy.

Yes.

How do you know it's from Joshua Hilmy?

The title was Joshua Testimony. And also the content is 'My baptised name is Joshua Hilmy'. And he has stated that he's born in a Muslim family and so on. Chairman, may I move on to Ruth?

Yes, yes.

Sitepu's testimony?

Yes, yes.

Ok. It is on -

I'm just observing that at the end of it, at the end of it, the name is not there. Doesn't have a signature isn't it? Kan?

There is no signature.

No date, kan? So, only would appear lah, we can never be really certain that it is Joshua who wrote this, kan? Yes.

Ok, on the Ruth Sitepu is on Exhibit 75. 7-5.

Yes.

1 **PRS** Ok. This is an email sent by, from Joshruith, which is, belongs to Joshua
2 Hilmy to Ruth Sitepu. And it has been forwarded again from Ruth Sitepu
3 to Joshua Hilmy. On a different date. And this is Ruth Sitepu's
4 testimony. Kesaksian in Malay. Panel members, may I -
5

6 **CHM** Sure.
7

8 **PRS** I have other related matters also. Based on the, based on the previous
9 witnesses' statements. So I would like to base on the Mr Peter
10 Pormannan's statement previously, which he stated about the, Mr
11 Selvakumar's bil air. Water bills which has been sent to the Kampung
12 Tunku Petaling Jaya's house. So it, the bills are also in the documents.
13 So I would like to highlight on the Exhibit 38. It has been stated with the
14 address. Under Mr Selvakumar's name. Mr Selvakumar's Peace John
15 Harris.
16

17 **PM2** So this is to verify that the house, what does this verify?
18

19 **PRS** That the house was actually belongs to Mr Selvakumar and also based
20 on the witnesses' statement before this. So to show that there is a
21 document as he stated by, Mr Peter Pormannan. Based on his
22 statement. So ok, next would be, Mr Selvakumar also stated on his
23 statement regarding a letter, governmental crest. Government crest. So
24 we actually find a letter from the documents, retrieved by Mr Josiah. So
25 referring to Exhibit 70. 70. 7-0. 70A until B. So it was starting with 'To
26 Pastor Joshua Hilmy' and it has been cc'ed, the letter has been cc'ed
27 Yang Amat Bahagia Dato' Seri Mohd Najib Bin Tun Hj Abdul Razak and
28 also some other persons in the letter.
29

30 **AK** If I may honourable commissioners? Just on this last point on, or Exhibit
31 70 (a).
32

33 **CHM** Yes.
34

35 **AK** I have looked at the original that is there.
36

37 **CHM** Yes.

1

2 **AK** In, in, or the table. I mean, just to say that, it, it may have impression of
3 the. the national crest.

4

5 **CHM** Tunjuk, tunjuk kat skrin. Ok, ok, yes.

6

7 **AK** Yes. I mean, it may have the impression of the national crest and also
8 watermark of the national crest on the paper. But I don't think that in
9 itself, shows or proves that it is from the government. I mean, my
10 personal impression is that it's just been printed on, you know, ordinary
11 paper. So I accept that the, the, the image of the national crest appears
12 but I would raise a doubt as to whether or not that is actually an official
13 stationery form from the government. That's, that's all I can say at the
14 moment. Thank you.

15

16 **CHM** Then the, the way it is written is a bit rather unusual isn't it? It begin
17 with cc at the top. Kita cc selalu kat hujung kan? A bit unusual ya?

18

19 **ADY** Ya Yang Arif, saya pun berpendapat, apa, echo to, from wakil daripada
20 Bar Council. That to, to put it on record lah. Because authenticity of this
21 document has not been tested. So whatever it is, I think the panel here
22 should, could be cautioned of this letter because it's not tested on the
23 authenticity of it. Thank you Yang Arif.

24

25 **SK** Panel members, we completely agree with the observers, from PDRM
26 and Bar Council. The reason we are pointing out this letter because it
27 was mentioned by Mr Selvakumar, just to make reference this could be
28 the letter, made reference by Mr Selvakumar. We may recall him if
29 necessary. That, that's all. We, we are not saying that this is a letter
30 from the government. Official letter from the government.

31

32 **CHM** Yes, yes.

33

34 **PK** On the other hand honourable panellist. We for the family, we are not
35 wholly objecting that the authenticity that it came from the government.
36 We are saying, we say that the distinction must be made that the
37 existence of a document carrying the crest alright, of the government

1 was discovered among the belongings with the content as exhibited.
2 Alright. As to the authenticity of it from the government, we totally in
3 agreement that it's not been authenticated. But we will put on record
4 that we think that that document existed in the belongings of Joshua.
5 That is important distinction for us. Thank you.

6

7 **CHM** Thank you.

8

9 **PK** Yes.

10

11 **CHM** Yes we take note of that.

12

13 **PK** Yes.

14

15 **PRS** Thank you. So I would like to move on with the emails part which Josiah
16 was highlighted also. These emails were also mentioned by Mr
17 Selvakumar, previously in his statement. So which is from Exhibit 76A
18 until 76I. So just for mentioning regarding the, highlighting the reference
19 that made by Selvakumar in his previous statements. So that's all the
20 relevance that find out from the, the important relevance from the
21 documents and the items received. So that's all from us. So we have -

22

23 **PM2** Mr Selvakumar in his testimony, please refresh our memories. He had
24 stated that he got view of these emails, how?

25

26 **PRS** Ok. I have the, hold on. It's on the notes of inquiry.

27

28 **CHM** The notes are, in our system dah? The notes? In the system? Boleh
29 tunjuk dekat skrin tak yang itu? Yes.

30

31 **PRS** It's on the, if anyone have the notes of inquiry, it's on the page 78, on
32 the line 4. No, NOP 3. Notes of Inquiry 3.

33

34

[12:45PM]

35

36 **PM2** No, no. This is about the crest. I think we finished. I'm referring to your
37 email.

1
2 **PRS** Emails.
3
4 **PM2** 76B.
5
6 **PRS** Ok.
7
8 **PM2** This one we already finished already.
9
10 **PRS** Ok. 2, Notes of Inquiry 2. 156. No.156, Number, line 19. So he states
11 that, ok, you see, because when Joshua was threatened he told me that
12 Khairy Jamaluddin had threatened him, So when told me about the
13 incident of Khairy threatening him, I wanted to know how exactly that
14 Khairy really threatened him. Because I mean, through a phone, phone
15 call, let's say someone makes a phone call and say something, you
16 cannot be sure it is really Khairy, right? So I wanted to verify that. So,
17 why? Asking Joshua how he knows, Joshua showed me some emails
18 that were between Khairy and him. Those emails were with and had a
19 reference to this couple, Mirzan and Adlin (12:46:27PM). So, and he
20 mentioned about emails between Khairy Jamaluddin in his previous
21 statement, plenty of times. If we notice that on the notes of inquiry, he
22 has stated about these emails on the NOP, if he -
23
24 **CHM** In the notes there, the initial SK, siapa SK itu?
25
26 **SK** It's me.
27
28 **PM2** Simon.
29
30 **CHM** Simon. Ok. Thank you, thank you, yes. Ok. Ok. Carry on, yes.
31
32 **PRS** So these were the statements given by Selvakumar in his previous
33 statement. Which we found the relevance of his statement with these
34 documents that we retrieved, the emails that we found out from Joshua
35 Hilmy and Ruth Sitepu's from Kampung Tunku Petaling Jaya. So that's
36 all from us, from SUHAKAM's assisting officer regarding the relevancy
37 and also questions posing to witness. So we open the... ok. Before we

1 move on, my apologies, can we finish on the Exhibit 5 pictures?
2 Because just now we just left out on the part. So I don't want to keep it
3 hanging. So can we move on the part? So Exhibit 5. Josiah, please refer
4 to Exhibit 5. That we -
5
6 **JOSIAH** It's not here.
7
8 **PRS** Hold on. Ok. Ok. Ok Josiah, please refer to Exhibit 5G.
9
10 **PM2** We finish this already?
11
12 **PRS** So based on the statements given, written on the posting, do you
13 understand or do you have any knowledge about this?
14
15 **CHM** This mean what, of what?
16
17 **PRS** This is a posting made by Joshua Hilmy. So does he know anyone
18 named JC Arya (12:50:30PM)?
19
20 **JOSIAH** No, I don't know anybody named JC Arya.
21
22 **PRS** Ok. Shall we move on to the next? Ok next would be -
23
24 **CHM** Tell us the, the exhibit number first, yes. Exhibit ini.
25
26 **PRS** Exhibit I. Would be I. 5I.
27
28 **CHM** 5I ya?
29
30 **PRS** Yes. So in this posting Josiah, they stated that 'I baptised Shahazad
31 Rafik (12:51:01PM)'. He is from Pakistan. Ok, this we have finished this.
32
33 **JOSIAH** Yes.
34
35 **PRS** Ok. This is would be -
36

1 **CHM** Can you help me to recall my memory? Where are these postings
2 found? In Facebook ke, handphone ke, macam mana itu?
3
4 **PRS** Ok.
5
6 **CHM** These postings are found where?
7
8 **PRS** This has been founded from Facebook, which has been given by
9 Selvakumar, the witness, Selvakumar. He exhibited, from him, these
10 are exhibited has been given out. The Facebook postings. He tendered
11 these Facebook postings and -
12
13 **CHM** These are purported to be whose Facebook?
14
15 **PRS** Joshua Hilmy.
16
17 **CHM** I see, ok. Thank you, yes.
18
19 **PRS** So on this -
20
21 **PM2** Now, if Josiah, do you have you been to his Facebook before? Have
22 you asked him the question whether he has seen this because it was
23 tendered by another witness? The Facebook -
24
25 **PRS** Previously when he was giving statement on his previous statement.
26 He said that he haven't used Facebook, he haven't seen before.
27
28 **PM2** So, so that means your question is, a question of do you know this name
29 and do you know this face?
30
31 **PRS** Yes.
32
33 **PM2** Not the Facebook posting, right?
34
35 **PRS** Mostly on the Facebook name also.
36

1 **PM2** Yes. So you are not verifying whether he said Facebook before.
2 Because he already said he did not see the Facebook posting.
3
4 **PRS** No. He has never seen it.
5
6 **PM2** You just want him to verify name and face.
7
8 **PRS** Yes.
9
10 **PM2** So maybe your photograph is what is relevant.
11
12 **PRS** Photograph and also the names.
13
14 **PM2** Yes. So the names you can read out the, the names instead and show
15 the photo.
16
17 **PRS** Alright, ok.
18
19 **PM2** No, I'm trying to find out what you are trying to do. You are trying to get
20 us, or get him to verify if he knows, recognises anybody by face or
21 name.
22
23 **PRS** Yes, yes. Correct? Not the -
24
25 **PRS** No.
26
27 **PM2** Facebook posting, right?
28
29 **PRS** Nothing, nothing regarding the Facebook posting.
30
31 **PM2** So there's no need to show the Facebook screenshot. You want to show
32 the photo and ask him if he has seen the photo. Do you know has this
33 person such a name, he will answer yes or no.
34
35 **PRS** Ok.
36
37 **PM2** Yes.

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PRS So based on the Facebook postings, since everything has been given until the last part would be the Facebook postings, which has been written Facebook postings, so I think that's all the questions from me regarding Exhibit 5. So we may open the floor for the other observers to ask questions regarding -

CHM Sure.

PRS These items. Thank you.

CHM Thank you. It's almost lunch hour now. So shall we have a break for lunch. And we'll continue with the examination by various observers, right. So do we meet at 02:00PM sharp?

PM2 Yes.

CHM Ok. The inquiry is adjourned until 02:00PM.

JRB Bangun.

END

TIME : **12:54PM**

1 **DATE** : 12.08.2020

2 **TIME** : 02:01PM

3

4

START

5

6 **CHM** Ok, alright, yes.

7

8 **ASH** Good afternoon. So, we are coming back again from the break. So,
9 previously, we assisting officer from SUHAKAM has already completed
10 our question for the witness Josiah. So, we can open the session for
11 the floor from the observers. So, we can move on with the observers.

12

13 **CHM** Yes, ok.

14

15 **ASH** Thank you.

16

17 **CHM** Thank you, yes.

18

19 **PK** Good afternoon, Philip Koh representing the family of Ruth Sitepu. Mr
20 Josiah, to remind you, you are still under the oath to speak the truth,
21 alright, and to justify only to the truth of what you know which is factual.
22 Alright? We are not really that keen on your opinions, just what
23 happened. The questions are quite straightforward. You and your sister,
24 Grace, alright, went to the house in PJ where Pastor Joshua and Ruth
25 Sitepu stayed. Tell us again why you went there, in a short way.

26

27 **JOSIAH** We went there to stay because we were studying at a nearby college in
28 Asia Jaya. So, to cut our –

29

30 **CHM** Slowly. Tell the name of the college clearly.

31

32 **JOSIAH** City University.

33

34 **CHM** I see.

35

36 **JOSIAH** So, to cut our travelling time and cost.

37

1 **PK** Your residence is based in Klang. Is that correct?
2
3 **JOSIAH** Yes.
4
5 **PK** Say, 'Yes', look at the panel.
6
7 **JOSIAH** Yes. I lived in Klang.
8
9 **PK** With your father?
10
11 **JOSIAH** Yes.
12
13 **PK** That is your father, Peter Pormannan, Peter who connected you with
14 the owner of the house, Mr Selvakumar and allowed you to have access
15 to this place with your sister.
16
17 **JOSIAH** No, actually my father knows Pastor Joshua Hilmy and it's through
18 Pastor Joshua Hilmy, not through Selvakumar.
19
20 **PK** Alright. So, your staying there was merely as a tenant, you're a tenant
21 of the place. Is that correct?
22
23 **JOSIAH** Yes, correct.
24
25 **PK** Did you all pay any rent to Pastor Joshua?
26
27 **JOSIAH** No, we paid no rent.
28
29 **PK** Why so?
30
31 **JOSIAH** Because it was actually to say in return, he, because we opened our
32 grandmother's house for him to stay at Klang before he stayed in PJ.
33 So, when he got the house to stay in PJ and apparently, we also
34 studying there, he allowed us to have our own rooms there in PJ.
35
36 **CHM** So, strictly, you are not a tenant because you are not paying any rent.
37

1 **JOSIAH** Yes, I'm not a –
2
3 **CHM** You're not a tenant.
4
5 **JOSIAH** Yes.
6
7 **CHM** So, what's your ini?
8
9 **PK** You're invitee.
10
11 **CHM** An invitee.
12
13 **PK** In law, it's an invitee, a guest.
14
15 **CHM** A licensee or something.
16
17 **PK** Yes.
18
19 **CHM** Alright, yes.
20
21 **PK** Although unlike Indonesia, we don't have to report to the police, right,
22 there?
23
24 **CHM** Alright, yes.
25
26 **PK** Anyway. So, it was a, he reciprocated the hospitality that your family
27 showed to him and Ruth Sitepu.
28
29 **JOSIAH** Yes.
30
31 **PK** That's all. You're a Christian?
32
33 **JOSIAH** Yes, I'm a Christian.
34
35 **PK** You're aware that Joshua Hilmy is a Christian?
36
37 **JOSIAH** Yes, I'm aware that Joshua Hilmy is a Christian.

1
2 **PK** When you were there as a guest, ok, we use the word 'guest'.
3
4 **CHM** Yes.
5
6 **PK** You did not take part nor intentionally be involved in him as a pastor,
7 did you?
8
9 **JOSIAH** No, I did not.
10
11 **PK** So, you and your sister minded your own business in, as a way of saying
12 it, putting it.
13
14 **JOSIAH** Yes, that's right.
15
16 **PK** You were there to study and to use that place as a convenience.
17
18 **JOSIAH** Yes.
19
20 **PK** That's the reason, may I put it to you? I put it to you that you did not
21 consciously note who is going in and coming out.
22
23 **JOSIAH** Yes, that's right.
24
25 **PK** Next question. When you took the objects and placed it in a box together
26 with the bag, correct, you were aware that they were the personal
27 effects of Joshua and Ruth?
28
29 **JOSIAH** Yes, I was aware of that.
30
31 **PK** You were aware that there were also religious items like, Bible and
32 Alkitab?
33
34 **JOSIAH** Yes, I was aware of that also.
35
36 **PK** Ok. Therefore, this confirms to you, if I'm, now I'm asking for an opinion
37 despite I said that there isn't, that you are aware that Pastor Joshua

1 Hilmy and his wife, Ruth, conducted Bible teaching to visitors to the
2 house.
3
4 **JOSIAH** Yes, sometimes he does.
5
6 **CHM** Ok. Can I stop you?
7
8 **PK** Yes, please.
9
10 **CHM** Can I have a quick look at the Bible? Bible, yes.
11
12 **PK** Is there a Bible? I think there is a Bible.
13
14 **PM1** Indonesia is Alkitab. And then, yang ini is –
15
16 **PK** The Indonesia version is called the Alkitab.
17
18 **CHM** Yes.
19
20 **PK** Which –
21
22 **CHM** In Bahasa Indonesia, kan?
23
24 **PM1** This is Bahasa Indonesia.
25
26 **PK** Yes. For major part of last two decades, Malay-speaking Christians
27 using bahasa, used a Bahasa Indonesia version called Alkitab.
28
29 **CHM** Yes.
30
31 **PK** Which is imported by the Bible Society.
32
33 **CHM** Yes.
34
35 **PK** But there are now local Bahasa Malaysia version but I think Joshua
36 Hilmy is more familiar. I did not look at them. It is Alkitab, is it, Dr? Is
37 that Alkitab in there?

1

2 **PM1** This is called –

3

4 **CHM** Translation of which version of that Christian Bible?

5

6 **PK** Well, the Alkitab, I'm calling from my implicit knowledge, not direct, yes?
7 They are translated by the Bible Society of Indonesia.

8

9 **CHM** Yes.

10

11 **PK** They are linked to the international Bible Society where they have
12 groups of translators who the Bahasa Indonesia version would probably
13 be based on both the Hebrew and Greek version together with modern
14 or not so modern English versions. Alright? So, they would use, they
15 have what we call a paratext website where versions are put before
16 them including the original language, the New Testament is in Greek,
17 the Old Testament in Hebrew. And upon the, and then different versions
18 in English from King James revised standard version and then, we can
19 go on but never mind, there are a number of versions. Then, the
20 translators of the Alkitab will then translate it down to a Bahasa
21 Indonesian version. So, that has be, was the staple version of the Bible
22 as I put it, used by the Malay-speaking Christians, both in Sabah-
23 Sarawak which is many, I think Dr would be aware.

24

25 **PM1** Yes.

26

27 **PK** And in Semenanjung among the Orang Asli Malay-speaking Christians.
28 And of course, we have Sabahan and Sarawakian living in
29 Semenanjung, they do have their Bahasa Indonesia service, they call it
30 Bahasa service where they attend and often, some Indonesian
31 students, alright, and migrant workers, of course licensed, they do
32 attend also because they're Christians.

33

34 **CHM** I see.

35

36 **PK** And they use the Alkitab. I hope that's helpful. I'm calling out from my
37 general knowledge.

1

2 **CHM** This is not just taken from one version for example like, from King
3 James –

4

5 **PK** No. Dato' Seri, unlike the holy book of the Muslim Quran.

6

7 **CHM** Yes.

8

9 **PK** Which is the official is the Arabic, the Christianity, if I may put it now.

10

11 **CHM** Yes.

12

13 **PK** I'm calling from my own knowledge.

14

15 **CHM** Yes.

16

17 **PK** It's a very much translated religion. It is translations. Even in the Old
18 Testament when the Hebrew version was used, alright, the Mesolithic
19 text, it was translated into Greek for the Greek-speaking Jews. They call
20 it the Septuagint. In fact, that version was used by the New Testament
21 writers. They didn't use the Hebrew version. Some people argue for
22 Aramaic but let's leave that aside, that is very scholarly.

23

24 **CHM** Yes.

25

26 **PK** So, there is no one official version unlike the authorities in Malaysia,
27 sometimes they say, 'Why can't you Christians use a Latin version, your
28 official Roman Catholic?'. I mean that is complete misconception.
29 Alright? We have no official version of a Bible that is Christian. The
30 Christians use King James for those older speaking because of the
31 music, of the language and liturgy. They have a revised standard
32 version which is a very, a bit more modernised. Then you have a new
33 international version which is very much used, which is much more
34 simplified, not simplified but more clear.

35

36 **CHM** Is this the version where they refer to god as Allah in this, in here?

37

1 **PK** Yes. The Alkitab uses the word 'Allah'. That's why the Ministry of Home
2 Affairs and, time and again, do have issues and they do seize –
3
4 **CHM** No. I see the word 'Tuhan' is here. Tuhan.
5
6 **PK** In some instance, the translators –
7
8 **PM2** No, they use both both Allah and Tuhan.
9
10 **PK** Yes. They use the word 'Allah'. And then, when it is just 'God', alright,
11 they can use the word 'Tuhan' alternately. But there are versions now
12 on the Indonesia Bible which took away the word 'Allah'. And there is
13 even some versions floating in Malaysia where they say that because
14 the word 'Allah' has created controversies among the authorities and
15 Muslim authorities, they then prefer to use a version using the word
16 'Tuhan'.
17
18 **CHM** I see. Ok. Thank you for –
19
20 **PK** Sorry, I use the digression.
21
22 **CHM** Thank you, yes, for the –
23
24 **PM1** Can I just add on?
25
26 **CHM** Yes, sure.
27
28 **PM1** I thought this was the Alkitab but it seems that it's called Kitab-
29 something. Let me just see. Kitab Suci. It's not the Alkitab that I am quite
30 familiar with.
31
32 **PK** Familiar with.
33
34 **PM1** Ok. Because there is the, what they did was, if you look at page, yang
35 depan sekali, Dato' Seri.
36
37

[02:15PM]

1

2 **CHM** Yes.

3

4 **PM1** Penulisan yang berubah dari Alkitab kepada Kitab Suci. So, what they
5 did, they translated like, for example when Dato' Seri tadi, you
6 mentioned 'Tuhan'.

7

8 **CHM** Yes.

9

10 **PM1** Here, it will be called Yahweh.

11

12 **PK** Interesting.

13

14 **PM1** Ok?

15

16 **CHM** No, certain part 'Yahweh', certain part is 'Tuhan'.

17

18 **PM1** Yes. Allah jadi Yahweh and things like that. And if you look at siapa ini,
19 what is his name, Hilmy, Joshua.

20

21 **PK** Yes.

22

23 **PM1** He is continuously using Yahweh. So –

24

25 **PK** Thank you, Dr.

26

27 **PM1** That's why I was like –

28

29 **PK** I think this version.

30

31 **PM1** Yes.

32

33 **PK** Ok.

34

35 **PM1** Ok.

36

37 **PK** In Indonesia, there's not only one version called the Alkitab.

1
2 **PM1** Ok.
3
4 **PK** That is the one that is most widely used in Indonesia.
5
6 **PM1** Alright.
7
8 **PK** There are no controversies in Indonesia per se using the word 'Allah'.
9
10 **PM1** Yes, except in –
11
12 **PK** Because that has been used for hundred years.
13
14 **PM1** Yes.
15
16 **CHM** Yes.
17
18 **PK** Even in Malaysia.
19
20 **PM1** It was never –
21
22 **PK** Our case among the Christian community, has been used by faith
23 communities, the word 'Allah' until recently the controversy began. But
24 Dr has pointed out that version in her hands could be an alternate
25 version commended by group, a group that decided that instead of there
26 is liturgical discussion on this. If you use the word 'Allah', you might
27 confuse it with the Muslim confession.
28
29 **PM1** Yes.
30
31 **PK** So, they said we should address god in the Old Testament as Yahweh.
32
33 **PM1** Yes.
34
35 **PK** Actually, the word 'Yahweh' is also wrong. It's Y-H-W-H. You have no
36 vowels in the Hebrew Tetragrammaton. Alright? But because it's
37 unpronounceable name of god, they put the vowels there.

1
2 **CHM** No. The earlier part, no. It's written as Yahweh there.
3
4 **PK** Correct.
5
6 **CHM** Then, kalau masuk lagi –
7
8 **PK** Then, later become 'Tuhan'.
9
10 **CHM** Dia tukar ke 'Tuhan', yes.
11
12 **PK** Yes. Well, even the Hebrew language has Yahweh, you have Elohim,
13 El Shaddai, you know, all these Hebrew names. So, different Bible
14 sometimes they purposely put it to say, to show the many names of god
15 or the Bible, not because there are many gods. Just like there are many
16 names with respect of the 'Allah', alright, but it's only one god, alright?
17
18 **CHM** Yes.
19
20 **PK** Same kind of argument.
21
22 **CHM** Ok, thank you.
23
24 **PK** Sorry, I –
25
26 **CHM** It's ok.
27
28 **PK** Does it help, Dr?
29
30 **PM1** Yes. Because I was reading the early, the pra-kata.
31
32 **PK** That sleeve note, yes.
33
34 **PM1** The preface. So, they were explaining because I thought this was the
35 Alkitab. Then when I start looking, it does, I mean it seems a bit different
36 from the one that –
37

1 **PK** You are familiar with.
2
3 **PM1** Yes. The one that I'm familiar with.
4
5 **PK** In Sarawak especially, yes.
6
7 **PM1** Yes. Because this one, they using Yahweh and after that, they are start
8 using, you know, but they did explain in the preface.
9
10 **PK** Yes.
11
12 **PM1** That like you said, the scripture, the group, they have started it. So, I
13 think that's true. Ok.
14
15 **PK** Alright. In fact, there is a group in Malaysia that say why don't we do
16 that instead of creating issues with the, but we won't even go into that,
17 this is not our remit. Alright?
18
19 **PM1** Yes.
20
21 **PK** This is not our remit. Just in passing because you said that. Because
22 the word 'Allah' is also used in hymns, the Christian hymns, you can't
23 change it to Yahweh, you know, it's a bit odd. So, even if they use
24 version of the 'Tuhan', the hymns will still be 'Allah' but it won't be Allah
25 of the nabi, it will be Allah of the Bible, you know? That distinction is
26 made, yes. Alright. I hope it's helpful, just for general.
27
28 **PM1** Yes.
29
30 **PK** Josiah, let's come back to your situation.
31
32 **CHM** Thank you.
33
34 **PK** Just now, you confirmed you are aware that after Joshua Hilmy and his
35 wife Ruth conducted Bible teachings to visitors to the house. You're also
36 aware when the evidence was given that he conducted baptismal
37 services.

1
2 **JOSIAH** Yes, I was aware.
3
4 **PK** Were you ever asked to witness any one of them?
5
6 **JOSIAH** No. Never.
7
8 **PK** Did you take part in photo shot of it?
9
10 **JOSIAH** No, never. Never once also.
11
12 **PK** Ok. So, you are aware that he was conducted baptism. How come?
13 How were you aware?
14
15 **JOSIAH** Because whenever he, whenever they do it, then sometimes after when
16 we are back from college, they will in, I mean, they will share with us.
17
18 **PK** That they have baptised a new believer?
19
20 **JOSIAH** Yes.
21
22 **CHM** What's that? When they are back from or you are back from college or
23 they are back from college?
24
25 **PK** You.
26
27 **JOSIAH** No, when we, me and my sister, we come back from college.
28
29 **CHM** From college.
30
31 **JOSIAH** And then, sometimes, if they have baptised anybody or, so then they
32 will share with us.
33
34 **PK** And when he shared with you, just answer it carefully, was names given
35 to you about the people they baptised?
36
37 **JOSIAH** No, they don't usually mention names.

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PK Was their ethnic and religious background told to you?

JOSIAH No.

PK Ok. So, as far as they communicated that oh, we have conducted a baptism, some baptism today and they thank god for that.

JOSIAH Yes.

PK From their viewpoint, yes?

JOSIAH Yes.

PK That's correct?

JOSIAH Yes.

PK Ok. Now, the, this next set of question is very, very important and you need to give a very frank and truthful answer. Ok? When the police report was made by your father, Peter, about his belief or suspicion that Pastor Joshua and the wife was missing, ok, you already have, that was the police report which triggered off a police investigation. Correct?

JOSIAH Yes, correct.

PK The year is? Could we have the year... 2017.

JOSIAH Yes.

PK Around, in 2017 when your father made the police report, the police began some investigation.

JOSIAH Yes.

PK Were you called up to answer questions?

1 **JOSIAH** No, I wasn't called.
2
3 **PK** You were never called at that time? But you are aware your father was
4 called?
5
6 **JOSIAH** Yes.
7
8 **PK** Ok. At that time, did it occur to you to bring to your attention to your
9 father that you and your sister have a box of personal effects of Pastor
10 Joshua and Ruth in your possession?
11
12 **JOSIAH** No.
13
14 **PK** Why not?
15
16 **JOSIAH** Actually, we like, almost like, forgot about the box that time.
17
18 **PK** Your mind was not drawn to that anymore.
19
20 **JOSIAH** Yes.
21
22 **PK** Where was the box actually kept?
23
24 **JOSIAH** In our room in the house in, at Klang.
25
26 **PK** I know. In that house, in your own room?
27
28 **JOSIAH** Yes.
29
30 **PK** Was your father aware of the existence of such a box at that time?
31
32 **JOSIAH** No, he was not aware.
33
34 **PK** Ok. Upon the conclusion of the initial interview or investigation which
35 you're aware your father went to, alright, your father went to be, gave a
36 statement to the police and then, nothing happened since then, that until
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JOSIAH Can you please repeat?

PK Ok. Let me put it this way. Did the police call your father again, after the first initial interview upon his police report?

JOSIAH Yes, they did call him.

PK When?

JOSIAH When, I'm not sure when.

PK Is it close to the time that they first interviewed him or when, if I may now put it to you, the Raymond Koh hearings was about to be concluded, then they were called or during that time?

JOSIAH It's somewhere during that time, I can't really remember.

PK Know the exact date. So, it was during the time of the first SUHAKAM hearings in relationship to alleged enforced disappearance of Pastor Raymond Koh and Amri that the police called your father up and, may I now put it to you, did they call you up also?

JOSIAH After that, they did call us up.

PK They called, 'us' means who?

JOSIAH Me and my sister.

PK So, your father again and you and then, your sister.

JOSIAH Yes.

PK And then, you gave statements to them.

JOSIAH Yes.

1 **PK** At that stage, during that period of time, did it occur to you that you
2 ought to bring to the attention of the investigating PDRM, the box
3 containing the effects?
4

5 **JOSIAH** No.
6

7 **PK** Why not, again?
8

9 **JOSIAH** Because we were not sure who to give it to.
10

11 **PK** Surely, a proper person to give it to should be the police.
12

13 **JOSIAH** I didn't know. It didn't occur to us that we, we were not moved to give it
14 to the police.
15

16 **PK** You were not moved? Interesting choice of word. Were you anxious,
17 worried because it involved religious items?
18

19 **JOSIAH** Yes.
20

21 **PK** So, now I put it to you –
22

23 **CHM** Hold on. How old are you now?
24

25 **JOSIAH** I'm 25.
26

27 **CHM** 25.
28

29 **PK** 25.
30

31 **CHM** 2017, how old were you in 2017?
32

33 **JOSIAH** 22.
34

35 **CHM** And that was about three years ago lah, yes?
36

37 **PK** Ok.

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CHM 25 minus three, so it's about 22, kan?

PK 22. You are a full grown adult, alright? So, you're not a child, yes? Yes, you're, no, I'm putting it to you because it's important I mean, because the police with put it all to you, right? I don't mind showing my hand, alright, or rather you say the truth now rather than being, you know, nothing to hide.

JOSIAH Yes.

PK As you had promised you will give the factual information. So, let me now rephrase it. You have some anxiety about surrendering these items to the police authority.

JOSIAH Yes.

PK I ask again. Explain to the panel the reason for that anxiety.

JOSIAH So, knowing that –

CHM Hold on. Use the word 'anxiety'.

PK Maybe I shouldn't –

CHM Anxiety, anxious? Is it also from the word 'anxious' or macam mana?

PK Ok. Maybe 'anxiety' is too strong a word, not a great choice (02:25:57PM).

CHM Yes.

PK Why would, why, what feeling, let me put, give an open question to be fair. If not, I have too much leading. What feeling or thought led you not to surrender it to the police? A neutral question. Forgot about the word 'anxiety', ok?

1 **JOSIAH** Uncertainty.
2
3 **PK** Ok.
4
5 **JOSIAH** I was uncertain.
6
7 **PK** Yes.
8
9 **JOSIAH** Whether to give it to the police or who would handle these documents
10 properly.
11
12 **PK** Is there a reason for that uncertainty?
13
14 **JOSIAH** Knowing that Pastor Joshua Hilmy and Ruth Sitepu is involved in
15 religious activities, so that is why I was uncertain where to give this
16 information to or how to expose this information.
17
18 **PK** And when did you communicate to your father that you have possession
19 of these items in this box?
20
21 **JOSIAH** After we were called for public inquiry, then we decided that it is time to
22 tell him about it, and that's when we told him about the box.
23
24 **PK** 'We' means you and Grace?
25
26 **JOSIAH** Yes.
27
28 **PK** You and Grace, is it? Ok. Did your father react after telling, you telling
29 him?
30
31 **JOSIAH** He said that he will have to pass it to a lawyer or somebody.
32
33 **PK** Ok.
34
35 **CHM** I heard you saying that you are not certain where to hand over these
36 items to the police, kan? Then, you mentioned about the reason being
37 they being involved in religious activities. Why? What is the link between

1 that, these activities and these exhibits, and the police? What's the link?
2 Why this, your knowledge about their activities is holding you back, am
3 I using the correct word, from you know, revealing this to the police?
4

5 **JOSIAH** Because they were Malays. So, as I told in the hearing before that
6 Christianity within, among the Malays is limited in our country. It's not a,
7 it's not, it doesn't have freedom. So, that's why.
8

9 **CHM** Sensitive issue, isn't it? It's become a sensitive issue.
10

11 **JOSIAH** Yes.
12

13 **CHM** I see. Ok. Ask, yes.
14

15 **PK** Alright. Josiah, were you aware by then, alright, with the
16 commencement of the hearing for Joshua Hilmy, there was a earlier
17 hearing by the SUHAKAM different panel, there was a finding in that
18 panel about the disappearance of Raymond Koh and Amri? You were
19 generally aware, I'm not saying that detailed.
20

21 **JOSIAH** No, I wasn't aware of it.
22

23 **PK** You weren't aware of it? Oh, ok. But so, what purely gave rise to your
24 uncertainty for feeling of who to give to was your knowledge that
25 proselytisation or evangelising, I will use that word now, among Malay
26 Muslims in particular is not acceptable under the practice and law of
27 Malaysia.
28

29 **JOSIAH** Yes.
30

31 **PK** Not specific about law but you know that it is not, it's a sensitive matter
32 as –
33

34 **JOSIAH** Yes.
35

36 **PK** Yes. Is that all you want to say why you hesitated to give to the police
37 earlier?

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JOSIAH Yes, that's all, that's the reason.

PK That's all the questions I need to ask. Thank you.

CHM Thank you. Yes, PDRM.

ADY Yes. Terima kasih, Yang Arif. Ok. Mr Josiah. Can you relate back from what period of time that you had been staying with Mr Joshua Hilmy and the wife, Ruth Sitepu?

JOSIAH From 2014 to 2017.

CHM 2014, can you remember which month, roughly lah?

JOSIAH Beginning of the year.

CHM Beginning of 2014 until the year?

JOSIAH Until the year 2017.

CHM '17.

JOSIAH April.

CHM April?

JOSIAH April, I mean that's the time when we were in the house. Because they left and –

CHM No. Just concern about yourself.

JOSIAH Oh.

CHM How long were you –

1
2 **JOSIAH** In the house?
3
4 **CHM** Until 2017, isn't it? What month, roughly?
5
6 **JOSIAH** April.
7
8 **CHM** April of 2017?
9
10 **JOSIAH** Yes.
11
12 **CHM** And then, you moved back to your parents' house? Ok. Alright.
13
14 **ADY** Ok. During your tenure staying together with this family, have you ever
15 have access to all the rooms in the house?
16
17 **JOSIAH** Yes, except Pastor Joshua's room. It's not that we don't have access
18 but it's their private room, so we don't go in.
19
20 **CHM** Is that the master bedroom?
21
22 **JOSIAH** Yes.
23
24 **CHM** Ok.
25
26 **ADY** Ok. How many rooms altogether in the house?
27
28 **JOSIAH** Altogether, five rooms in the house.
29
30 **ADY** Ok. Relating back to those evidence that you perceive to have collected
31 from the house, can I put to you that the reason why you can't recall
32 about the box as well as the contents of the box is because these items
33 has been given to you by someone? Do you agree with me?
34
35 **JOSIAH** You mean these items have been given to me?
36
37 **ADY** In the box, yes, together with the box.

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JOSIAH No. I myself, we ourselves, we collected it and some were already in the bag and some, the photos and all, we collected it and put it in the box ourselves.

ADY Ok. Earlier on, you have referred to document No.76A. Yang Arif, can I refer back to this document, Yang Arif?

CHM Sure. Yes.

ADY 76A. Ok.

CHM Sikit lagi besar, sikit lagi. Ok.

ADY Ok. Mr Josiah, the dates of this email is on 2015, you agree with me?

JOSIAH Yes.

ADY And can we scroll down lower? The second email. It's not clear. Tak nampak. Not clear. The dates, nampak date, tak? Can you scroll up? Ok. For this email, no, naik up sikit. Bawah sikit. Ok. This second email as you've been referred earlier on is dated 2015 as well. Do you agree with me?

JOSIAH Yes.

ADY Ok. Am I right, shall I put it to you that these two emails that you were, in your testimonial here that you referred to, has brought to your attention due to the threats that might have been in this email?

JOSIAH Yes.

ADY Ok. You were saying earlier that you've been living with the Joshua Hilmy as well as Ruth since 2014 until 2017. And this email was dated in 2015. At any time during your stay with them, have they personally or directly told you that they have been threatened or they're frightened for their life? Have they?

1

2 **JOSIAH** No. They have never mentioned to me such thing.

3

4 **ADY** Thank you, Yang Arif, that's all.

5

6 **CHM** Bar Council.

7

8 **AK** Thank you, commissioners. I have a few questions for the witness, Mr
9 Josiah. Good afternoon, Mr Josiah, Andrew Khoo from the Bar Council,
10 Would just like to ask you a few questions. Firstly, in relation to the
11 documents that are displayed in the front table there, you said in your
12 earlier testimony that these were the documents and other items that
13 you took with you in April 2017. Is that correct?

14

15 **JOSIAH** Yes, that's correct.

16

17 **AK** Can you just for certainty, clarify that these are all the documents and
18 items that you took, and that there aren't any items that you took which
19 are not here?

20

21 **JOSIAH** These are all the things that I took.

22

23 **AK** So, these are the only items you took, you didn't take anything else?

24

25 **JOSIAH** Yes.

26

27 **AK** Thank you. Now, you said that these items were either in the so-called
28 office of Pastor Joshua and also, in the living room of the house.

29

30 **JOSIAH** Yes.

31

32 **AK** I'm more interested in the office. Did you, I mean the, was it on a desk,
33 did you find these documents on the desk or what?

34

35 **JOSIAH** It was in the bag and some of it was in the like, drawer.

36

1 **AK** Ok. So, you had to open the drawers in order to discover that there were
2 documents in the drawers.
3
4 **JOSIAH** Yes.
5
6 **AK** So, my question to you is, what other things that were there on the desk
7 or in the drawers that you saw?
8
9 **JOSIAH** Some of their notes, papers, I really never read what are they.
10
11 **AK** Well, I mean you may not have read because, am I correct, you didn't
12 really have the time to really go through all these things, right?
13
14 **JOSIAH** Yes.
15
16 **AK** Ok. So, but my question also then is –
17
18 **PM2** Mr Andrew, when he said he didn't have the time, what's, what is the
19 reason that you didn't have the time?
20
21 **AK** I think he has testified to that earlier but perhaps for your clarification.
22
23 **JOSIAH** Because we were just more into packing and just leaving.
24
25 **PM2** Yes, so, you were planning to quickly pack and leave within how many
26 hours like, was there a time like, you did it that you wanted to clear it
27 like, in half an hour, one hour or you had the whole day to clear it up or
28 what?
29
30 **JOSIAH** How to say it? Because it was not our things. So, we were just more
31 into just packing it, keeping it and leaving.
32
33 **AK** Maybe, Mr –
34
35 **JOSIAH** There's no time –
36

1 **AK** Maybe, Mr Johan, maybe in order to help answer the question from the
2 learned commissioner, April 2017, you left. Why did you leave in April
3 2017?
4

5 **JOSIAH** That was our, my and my sister's last semester for our degree.
6

7 **AK** So, you basically had completed your studies and you were going back
8 to Klang.
9

10 **JOSIAH** Yes, that's right.
11

12 **AK** Ok. So, was there a rush to pack up to leave.
13

14 **JOSIAH** No, there was not a rush.
15

16 **AK** So, you had time. So then, the question from the commissioner is, you
17 know, why did you just, you know, didn't have time to go through those
18 documents, because you now tell us that there was no rush.
19

20 **JOSIAH** Ok. Because we only took this, the others we, it was more to like, books
21 only, normal books which he had his ones.
22

23 **AK** Well, I think if you, you may help us a little further with my next question.
24 What made you decide what to take?
25

26 **JOSIAH** Ok. Because coming again to his religious activities and a Malay, and
27 being a Malay pastor, so, we thought that some of these would help if
28 in case something happens to him.
29

30 **AK** Ok. Let's explore that answer, 'If in case something were to happen'.
31 What gave you the idea that something might have happened or
32 something could happen to the pastor and his wife?
33

34 **JOSIAH** Like I've said before that in Malaysia, the freedom of a Malay becoming
35 a Christian and if they were to share it with other Malays, would be a
36 risk for them.
37

1 **AK** We'll come back to that in a short while but I just want to go back to this
2 gathering of documents and other items. You had time, there was no
3 rush but you also say that you were, you didn't have time to go through
4 all of Pastor Joshua's papers, you just took what you thought was
5 important. So, again my question is, why did you not take the time to go
6 through the documents because there was no rush?
7

8 **JOSIAH** Because to say that, we didn't find it important.
9

10 **AK** Ok. But some things, you found important. Some things, you didn't find
11 important.
12

13 **JOSIAH** Yes.
14

15 **CHM** Can I ask one question? You left the house in April, isn't it, 2017?
16

17 **JOSIAH** Yes.
18

19 **CHM** April?
20

21 **JOSIAH** April.
22

23 **CHM** When did you begin to collect all these things? When? You left in April
24 but when did you begin, start to collect these items? Gather them, put
25 inside a box. When?
26

27 **JOSIAH** In April itself.
28

29 **CHM** In April. Before you left the house or after you left the house?
30

31 **JOSIAH** Before we left the house.
32

33 **CHM** Before left. Right. Can you, ok, you left the house in April, can you
34 remember which part of April, earlier April, end or middle April left the
35 house?
36

37 **JOSIAH** Middle of April.

1
2 **CHM** Middle of April.
3
4 **JOSIAH** Middle.
5
6 **CHM** What happened to the house after you left? Was there anyone?
7
8 **JOSIAH** No.
9
10 **CHM** No.
11
12 **JOSIAH** There was no one.
13
14 **CHM** You have a set of keys.
15
16 **JOSIAH** Yes.
17
18 **CHM** When you left the house, what happened to the set of keys?
19
20 **JOSIAH** It was with me and then, I think I threw it off already.
21
22 **CHM** Huh?
23
24 **JOSIAH** No. After coming out of the house.
25
26 **CHM** Yes.
27
28 **JOSIAH** Because I didn't have to go back, so, I don't think it's with me still.
29
30 **CHM** What happened to the keys? You know, you have to –
31
32 **JOSIAH** The –
33
34 **CHM** Looks funny because it belongs to the owner of the house, isn't it? So,
35 what happened to the keys?
36

1 **JOSIAH** Actually, when Pastor Joshua went into the house, he changed all the
2 keys. So, there was no need for us to give back to the owner, the keys.
3
4
5
6 **CHM** So, you kept the keys with you?
7
8 **JOSIAH** Yes.
9
10 **CHM** Even after you left the house?
11
12 **JOSIAH** Yes.
13
14 **CHM** Did you ever return to the house?
15
16 **JOSIAH** No.
17
18 **CHM** At any moment later?
19
20 **JOSIAH** No.
21
22 **CHM** I see. Sure?
23
24 **JOSIAH** Sure.
25
26 **CHM** So, there was no collection of these items after you left.
27
28 **JOSIAH** No.
29
30 **CHM** It all was done before you left.
31
32 **JOSIAH** Yes.
33
34 **CHM** Ok. Thank you, Mr Josiah.
35
36 **AK** Thank you, honourable commissioner. So, I don't think you had an
37 opportunity to answer my question. What made you decide what to take

[02:45PM]

1 and what not to take? And you had time to go through all his stuff, to
2 open all the drawers, if need be but –
3
4 **JOSIAH** There was also limited space because we only had one car. We didn't
5 want to go and come again. So, we took what we thought was very
6 important then.
7
8 **AK** So, can you confirm that all the things that you took belonging to Pastor
9 Joshua and Ruth are, were in that one box and that was all that you
10 took of theirs?
11
12 **JOSIAH** Yes.
13
14 **AK** You testified earlier that Pastor Joshua had left with his wife before for
15 an extended period of time, I think it was perhaps two months and then,
16 they came back. Is that correct?
17
18 **JOSIAH** Yes.
19
20 **AK** Ok. So, you also testified earlier that when you left in April 2017, you
21 took these things with you, his stuff, her stuff and then, you would return
22 it to them when they came back.
23
24 **JOSIAH** Yes.
25
26 **AK** My question to you is, when they left beforehand, the first time, you
27 never collected their stuff. Why this time round, you collected their stuff?
28
29 **JOSIAH** Because we were going to leave the house, because we finished our
30 studies. The other time, we were still there. So, we didn't have the need
31 to clear our things and all.
32
33 **AK** So, you were basically taking this stuff now because there would be
34 nobody left in the house and you were taking these items for
35 safekeeping. Would that be correct?
36
37 **JOSIAH** Yes, that's correct.

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AK Ok. I move on to another line of questions. You have said in answer to Mr Koh and to the SAC from the police that your, you did not tell your father that you had the box or what were the contents of the box. Is that correct?

JOSIAH Yes.

AK In all the times when you thought about the box and what to do with the box, did you have a conversation with your sister who was the only other person who knew about the box?

JOSIAH No.

AK So, when you use the words, things like 'We decided not to' and, was it really 'we' or was it just you that decided?

JOSIAH When it was, when we were, when we planned to give the box, that's when we decided together.

AK So, at the time when to actually do the collection of the documents and items, and to start a box to put everything in, that's when you consulted each other.

JOSIAH Yes.

AK And then, after that, did you ever talk to each other about the box, what to do with the box, whether to tell your father about the box?

JOSIAH That was this year when we decided together that we should tell our father about the box.

AK Ok. Only this year?

JOSIAH Yes, only this year.

1 **AK** So, between April 2017 and this year, you had no conversation with
2 your sister about the box, its contents and what to do with it?
3
4 **JOSIAH** Yes.
5
6 **AK** Yes, as in you didn't have a conversation?
7
8 **JOSIAH** Yes, we didn't have a conversation.
9
10 **AK** Ok. Another line of questioning and this will be my last. I think you again,
11 in answer to Mr Koh's question just now, you said that Pastor Joshua
12 told you that there had been baptisms in the house but that he did not
13 tell you the specifics about names, ethnic backgrounds, religious
14 backgrounds of the people who were baptised. Is that correct?
15
16 **JOSIAH** Yes, that's correct.
17
18 **AK** So, I just want to know how it worked in your mind. You said that you
19 were aware that Pastor Joshua being a Malay was doing baptismal
20 activities and other kinds of religious activities. Right? But how do you
21 connect that, I mean were you afraid, I suppose my question is, were
22 you concerned that he was baptising Muslims, Malays, even though the
23 details were not informed to you?
24
25 **JOSIAH** No, I wasn't afraid.
26
27 **AK** So, how do we understand your concern? Is it just because Pastor
28 Joshua Hilmy was himself a Malay? Was that the reason for your
29 concern?
30
31 **JOSIAH** Yes.
32
33 **AK** So, it wasn't the issue of who he was converting or who he was
34 baptising that was in your mind.
35
36 **JOSIAH** Yes, correct.
37

1 **AK** So, you're only concern about him being a Malay himself and being a
2 convert to Christianity and carrying out Christian-related religious
3 activities.
4

5 **JOSIAH** Yes.
6

7 **CHM** You have no knowledge that he was baptising Malays or Muslims, you
8 have no knowledge?
9

10 **JOSIAH** No.
11

12 **CHM** Sure?
13

14 **JOSIAH** Sure.
15

16 **CHM** Ok.
17

18 **AK** That's all I have. Thank you very much, honourable commissioners.
19

20 **CHM** Yes, SUHAKAM.
21

22 **SK** No, we have no other question.
23

24 **PM1** Can I just ask one?
25

26 **CHM** Sure.
27

28 **PM1** Ok. Thank you very much. I just want to know throughout from, when
29 was it when you entered university, college?
30

31 **JOSIAH** 2015.
32

33 **PM1** '14 until 2017.
34

35 **JOSIAH** '17, yes.
36

1 **PM1** Have you ever shared with anyone or any of your friends of your
2 knowledge of Pastor Joshua like, you're telling your friends, you know,
3 I'm staying with this person, he's a Malay and he's, no, he's a Malay-
4 Muslim and he's, he is a converter. Have you ever shared with anybody,
5 can you recall?
6
7 **JOSIAH** No.
8
9 **PM1** Never?
10
11 **JOSIAH** No.
12
13 **PM1** No. So, just you, your sister and your family.
14
15 **JOSIAH** Yes.
16
17 **PM1** Ok. Just that.
18
19 **PM2** Josiah, you confirmed that you did not see anyone in the photos that
20 were being baptised. Now, you were told about the baptism. Correct?
21 But after the baptism, did anyone like, ever stayed back in the house
22 because there was a story to tell by Pastor Joshua and Ruth to say that
23 today, we conducted a baptism? So, they told you a story of that day
24 when a baptism happened but the people were no more there in the
25 house, not even once?
26
27 **JOSIAH** Yes.
28
29 **PM2** Every time he was informing you it had happened but none of the people
30 were ever there.
31
32 **JOSIAH** Not every time. Sometimes only they'll inform.
33
34 **PM2** Ok. So, the times when they informed you, there's no one else in the
35 house at that time.
36
37 **JOSIAH** No one else.

1
2 **PM2** So, it is happened, it's finished when you came back from college, I'm
3 guessing, right?
4
5 **JOSIAH** Yes.
6
7 **PM2** So, it happened while you were in college.
8
9 **JOSIAH** Yes.
10
11 **PM2** Ok. And the, you said you were alarmed by some of the things you sort
12 of glanced in the email, alright, the exhibits 76, I think. Before reading
13 that, you've not heard any of this alarm or at least, what you call, words
14 that are worrying either from another source, maybe your father, you
15 may have heard him speaking or somebody else saying that Pastor is
16 in danger or something
17
18 **JOSIAH** No, never.
19
20 **PM2** So, no or you have no knowledge, just on that day when you were
21 looking at the emails, and that's when you said something is in danger
22 of him.
23
24 **JOSIAH** Yes.
25
26 **PM2** Ok. So, now you can confirm that the three years you were there, you
27 had no signs of anything that alarmed you at all, apart from what the,
28 Mr Andrew was trying to ask you earlier that you seem worried about a
29 Muslim preacher who's a Christian but yet, you saw no other signs of
30 anything else in the house.
31
32 **JOSIAH** Yes.
33
34 **PM2** Correct?
35
36 **JOSIAH** Yes, correct.
37

1 **PM2** And I think in your testimony, you did mention some people stayed in
2 your house over that period, right?
3
4 **JOSIAH** Yes.
5
6 **PM2** And they were Malays. Some of them were Malays.
7
8 **JOSIAH** There were.
9
10 **PM2** Yes. So, but those people were not the stories of those who were
11 baptised by what Pastor told you, it was different people.
12
13 **JOSIAH** Different people.
14
15 **PM2** Just to confirm. Ok. And my final question is you all were very, if I
16 understand from your initial, thank you, from your initial testimony, you
17 said that you were, he was very friendly, both Pastor Joshua and Ruth
18 were friendly to both of you all, right?
19
20 **JOSIAH** Yes.
21
22 **PM2** You all did, there's no tension, it was a nice house to be in. Am I correct
23 to understand from your initial testimony?
24
25 **JOSIAH** Correct.
26
27 **PM2** So, did you in any chance befriend them on Facebook? And first of all,
28 are you a user of Facebook?
29
30 **JOSIAH** No, I'm not an active user.
31
32 **PM2** Active but you had a Facebook account?
33
34 **JOSIAH** Had.
35
36 **PM2** In 2014 to '17?
37

1 **JOSIAH** No.
2
3 **PM2** None?
4
5 **JOSIAH** My last was 2012.
6
7 **PM2** That was your last?
8
9 **JOSIAH** Yes.
10
11 **PM2** Ok. So, you are not an active, so, you didn't. Ok. Thank you.
12
13 **CHM** You said you left the house in April 2017, Answer me carefully. When
14 did you last saw the couple? You left the house April 2017, when was
15 the last time you saw them?
16
17 **JOSIAH** November 2016.
18
19 **CHM** November 2016. Ok. That will be all, Mr Joshua, is it?
20
21 **JOSIAH** Josiah.
22
23 **CHM** Josiah.
24
25 **JOSIAH** Yes.
26
27 **CHM** Thank you. You may leave now.
28
29 **JOSIAH** Ok.
30
31 **SK** Thank you, Josiah, for assisting the commission. Dato', there is no more
32 witness for today. Only one witness. So, we will resume, continue on
33 24th of August. The morning session will be a continuation from the
34 previous hearing session on the 4th of March which we, when we had a
35 closed session.
36
37 **CHM** Yes.

1
2 **SK** Witness will testify in camera. The afternoon session will be open
3 session. However, the witness will be testifying in video conference,
4 video call. That's the arrangement for the 24th. So, morning session is
5 a closed session. Afternoon session will be open session for everyone.
6
7 **CHM** Yes. Yang video siapa dia?
8
9 **SK** Video, witness from Sabah.
10
11 **CHM** Sabah?
12
13 **SK** Sabah, yes.
14
15 **PM1** The lady, is it?
16
17 **CHM** What was the, can you reveal the name, boleh? Tak?
18
19 **SK** Susanti.
20
21 **CHM** Huh?
22
23 **SK** Susanti.
24
25 **PM1** Susanti.
26
27 **CHM** Has she ever testified before?
28
29 **SK** It's a man. No, first time. He.
30
31 **CHM** First time lah, kan? And that will be pagi ke, petang?
32
33 **SK** Petang.
34
35 **CHM** Petang.
36
37 **SK** Petang.

1

2 **CHM** Ok. So, there'll be two witnesses on the 24th?

3

4 **SK** Yes.

5

6 **CHM** Two witnesses, yes? One morning, one afternoon. Ok. So, we start at
7 10:00AM? 10:00AM, yes? Ok. Inquiry is adjourned.

8

9 **JRB** Bangun.

10

11 **CHM** Ada question, ke?

12

13 **AK** Honourable commissioner, I think the police representative has
14 something to ask.

15

16 **ADY** Yes.

17

18 **CHM** Sure. Ok.

19

20 **ADY** Sorry, Yang Arif.

21

22 **CHM** Tak apa.

23

24 **ADY** I was trying to on the mic but it did not work. Ok. Cuma, only one issue,
25 Yang Arif. Is it possible for the commission or SUHAKAM to give us a
26 list of the witnesses that to be called because we don't have any list of
27 witnesses that going to be called, so we are not prepared. So, if possible
28 that probably the commission can give, I mean SUHAKAM can give us
29 a list prior from the hearing, is it possible, Yang Arif?

30

31 **CHM** To be called lah, bukan yang dah panggil, tak. Yang lepas-lepas tak.

32

33 [03:00PM]

34

35 **ADY** To be called.

36

37 **CHM** To be called.

1
2 **ADY** Because we want to know the list, how many will be called for the
3 hearing.
4
5 **CHM** Yes. Yes, Simon?
6
7 **SK** Actually, we have provided the list before but if not in your custody, we
8 can always arrange another list.
9
10 **ADY** Yes. Thank you, Yang Arif.
11
12 **CHM** Ok, alright. Ok. Terima kasih.
13
14
15 **END**
16
17 **TIME** : **03:01PM**

**SUHAKAM PUBLIC INQUIRY OF
PASTOR JOSHUA HILMY
RUTH SITEPU**

DATE : 24.08.2020

TIME : 10:07AM

NOTES OF INQUIRY

Coram

Chairman Panel Member 1 Panel Member 2	Dato' Seri Hishamuddin Yunus Dr Madeline Berma Jerald Joseph	CHM PM1 PM2
PDRM Observer	SAC Ahmad Dzaffir Bin Mohd Youssof Harjinder Singh S/O Manjit Singh	ADY HSM
Family Observer	Philip Koh Cyrus Tui Foo Woei Kenny Ng Bee Ken	PK TFW KBK
Bar Council Observer	Andrew Khoo	AK
SUHAKAM Panel	Simon a/l Karunagaram Muhammad Faiz Bin Abd Rahman Puveethra Raja Segaran Aida Suraya Haron	SK MFR PRS ASH
Indonesian Embassy	Tuan Junjungan Sigalingging Tuan Henry Dian Dwiharto	SJ HDD

Witness

1	Peter Pormannan a/l Annamalai	PETER
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2	Grace Thangamalar a/p Peter Pormannan	GRACE
3	Josiahnandan Emmanuel a/l Peter	JOSIAH
4	Ramanathan a/l Manickavasagan	RAMA
5	Selvakumar Peace John Harris	SELVA
6	Ram Ram Elisabeth	RAM
7	Iman Setiawan Sitepu	IMAN
8		

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1 START

2
3 CHM

4 Good morning, selamat pagi, ladies and gentlemen. We will continue
5 with our inquiry today, from where we left. We're supposed to have two
6 witnesses today, one in the morning and one in the afternoon. The
7 afternoon is a former police sergeant. He has just written in, saying that
8 he's a warga emas, 66 years old and has retired and he's got some
9 medical condition, and here's an accompanying doctor's letter, a
10 doctor's note, rather, setting out what are his medical condition. But
11 what we do observe, that there is nothing in the doctor's punya note to
12 say that he is unfit to attend today's hearing. So kalau Mahkamah, in a
13 Court of law, that would not have been acceptable. But I think, today,
14 we let it pass. We let it pass, yes. We'll be writing to him to come for the
15 next session. Ok. So that being the case, we have only one witness,
16 this, only for the morning session, one witness. And that is one [REDACTED]
17 is it?

18 MFR

19 Yes.

20 CHM

21 [REDACTED] Yes. Please proceed. Yes.

22 MFR

23 Assalamualaikum dan selamat pagi. Pada hari ini, kita akan sambung
24 dengan saksi yang Ke-8, iaitu [REDACTED] Untuk makluman, [REDACTED] telah
25 memberi keterangan pada 04.03.2020. Walaubagaimanapun pun, sesi
26 ditangguhkan kerana PKP, dan pada hari ini diteruskan dengan sesi
27 soalan daripada pihak pemerhati, ataupun observer. Sesi pada kali ini
28 dilakukan secara tertutup tanpa kehadiran publik dan media. Saya buka
29 peluang kepada pihak pemerhati untuk tanyakan soalan kepada [REDACTED]
30 [REDACTED]

31 PM2

32 You take the oath right? Oath?

33 CHM

34 Please administer the oath to the witness. Yes.

35 MFR

36 Good morning, [REDACTED] Can you write, can you read the oath?

37 CHM

Can you please stand up, and raise your right hand, yes.

1

2 **MFR** Susandi is actually a Sabahan family who stayed with Joshua in
3 Kampung Tunku.

4

5 **CHM** Alright. That's the end for today. Hearing is adjourned. Thank you.

6

7

8

END

9

10 **TIME** : **10:57AM**

**SUHAKAM PUBLIC INQUIRY OF
PASTOR JOSHUA HILMY
RUTH SITEPU**

DATE : 01.09.2020

TIME : 10:32AM

NOTES OF INQUIRY

Coram

Chairman Panel Member 1 Panel Member 2	Dato' Seri Hishamuddin Yunus Dr Madeline Berma Jerald Joseph	CHM PM1 PM2
PDRM Observer	SAC Ahmad Dzaffir Bin Mohd Yousof ASP Muhammad Sabri bin Mohd Raziff	ADY MSR
Family Observer	Philip Koh Cyrus Tui Foo Woei	PK TFW
Bar Council Observer	Andrew Goh	AK
SUHAKAM Panel	Simon a/l Karunagaram Muhammad Faiz Bin Abd Rahman Puveethra Raja Segaran Aida Suraya Haron	SK MFR PRS ASH
Indonesian Embassy	Tuan Junjungan Sigalingging Tuan Henry Dian Dwiharto	SJ HDD

Witness

1	Peter Pormannan a/l Annamalai	PETER
---	-------------------------------	--------------

2	Grace Thangamalar a/p Peter Pormannan	GRACE
3	Josiahnandan Emmanuel a/l Peter	JOSIAH
4	Ramanathan a/l Manickavasagan	RAMA
5	Selvakumar Peace John Harris	SELVA
6	Ram Ram Elisabeth	RAM
7	Iman Setiawan Sitepu	IMAN
8	[REDACTED]	[REDACTED]
9	[REDACTED]	[REDACTED]
10	Susandi Bin Basari	SUSANDI
11	ASP Shafiee Bin Marsidi	SHAFIEE
12	Insp Nurul Huda Bin Bustami	NURUL

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1 START

2
3 CHM Good morning. So today we continue with our inquiry. I have a look at
4 the attendance list. I would really appreciate very much if parties were
5 to write your names clearly and completely, more complete form, yes.
6 Yes, counsel for SUHAKAM?
7

8 SK Yes. Good morning panel members. Today we'll be calling Witness
9 No.9 [REDACTED] The session will be a closed session today.
10

11 MFR Selamat pagi [REDACTED]
12

13 JURAIMA Ya, saya.
14

15 MFR Ok. Saya tandakan sebagai [REDACTED]
16

17 JURAIMA Ya.
18

19 MFR [REDACTED] boleh bacakan sumpah?
20

21 CHM The witness will have to stand, yes, to take the oath.
22

23 MFR Boleh berdiri?
24

25 CHM Yes. Raise your right hand, yes.
26

27 Witness No.9

28 Name : [REDACTED]

29 Affirms and states in Malay

30 Time : 10:36AM
31

32 Examination-in-chief of [REDACTED] by Muhammad Faiz Bin Abd Rahman

33 Time : 10:36AM
34

35 MFR Terima kasih [REDACTED] boleh duduk. Ok Puan. Nama saya
36 Muhammad Faiz. Saya merupakan assistant officer kepada panel
37 siasatan SUHAKAM hari ini. Saya akan bertanyakan beberapa soalan

1 **CHM** Yes? 02:00PM? Ok, ok. Ok, alright. Ok. Ok, we will resume at 02:00PM
2 kan?

3

4

END

5

6 **TIME** : **01:02PM**

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1 **DATE** : **01.09.2020**

2 **TIME** : **02:30PM**

3

4

START

5

6 **CHM** En Dzaffir.

7

8 **ADY** Yes, ya, Yang Arif.

9

10 **CHM** Dua, sijil ini ada dua namakan? Macam nama orang Melayulah ya?

11

12 **ADY** Ya.

13

14 **CHM** Fadzlina binti Amran, Iqbal Mirza bin Mohd Jalaludin dan mengikut
15 kenyataan di sini kononnyalah, kononnya mereka berdua telah
16 *dibaptisekan* oleh Reverend Raymond Koh pada 05.02.2015, 2015.
17 Boleh tak Public Inquiry ini minta bantuan PDRM untuk mengesan dua
18 orang individu ini? Boleh?

19

20 **ADY** Yang Arif, pihak kami boleh cuba untuk bantu mengesan –

21

22 **CHM** Ya.

23

24 **ADY** Tapi usually kita akan go through JPN, Jabatan Pendaftaran Negara.

25

26 **CHM** Yes, of course.

27

28 **ADY** Jabatan Pendaftaran Negara.

29

30 **CHM** Ya.

31

32 **ADY** Because usually the criteria by JPN, because I was from the ground
33 before, setakat nama sahaja, tak memadai.

34

35 **CHM** How?

36

1 **ADY** They require the name and the I/C number. Tapi, we'll try. I will try.
2
3 **CHM** Ok.
4
5 **ADY** I will try to get the IO yang dahpun menyiasat kes ini to have a check
6 whether we can, can we retrieve dia punya particulars on –
7
8 **CHM** Yes, because –
9
10 **ADY** These two names.
11
12 **CHM** The IO also would be interested kan?
13
14 **ADY** Yes.
15
16 **CHM** IO pun will be interested kan?
17
18 **ADY** Ya, Yang Arif.
19
20 **CHM** Yes. Ok.
21
22 **ADY** We'll try. We'll do that.
23
24 **CHM** Ok. Thank you.
25
26 **ADY** Terima kasih, Yang Arif. Terima kasih.
27
28 **CHM** Thank you. Much obliged.
29
30 **ADY** Thank you.
31
32 **CHM** Ok. Yes.
33
34 **SK** My Lord, the next witness will be Witness No.10, Susandi.
35
36 **CHM** En Simon, do you make a point to check the identity of each witness
37 ke? Kalau passport, minta passport. Kalau I/C, we check the I/C?

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37

SK When we record statement, normally we do.

CHM I see, ok, yes.

SK Selamat petang, En Susandi.

SUSANDI Selamat petang, Encik.

SK Terima kasih kerana menghadiri siasatan awam SUHAKAM. Saya tahu En Susandi baru sahaja sampai.

SUSANDI Ya, saya.

SK Terus dari airport ke sini. Terima kasih ya. En Susandi boleh berdiri dan angkat sumpah, angkat tangan dan anda bacakan sumpah yang ada.

SUSANDI Ok. Saya pakai mic ya?

SK Ya.

SUSANDI Ok.

CHM Tangan sebelah kanan ya.

10

Name : Susandi bin Basari

Affirms and states in Malay

Time : 02:36PM

SK Terima kasih. Jemput duduk.

SUSANDI Ok.

SK En Susandi, saya akan, saya Simon.

1 **SUSANDI** Ya.
2
3 **SK** Pegawai membantu untuk siasatan awam ini daripada SUHAKAM akan
4 menanyakan beberapa soalan. Bila En Susandi menjawab dengan
5 menjawab kepada Panel –
6
7 **SUSANDI** Ok.
8
9 **SK** Yang ada di hadapan ya?
10
11 **SUSANDI** Ok.
12
13 **SK** Alright. Boleh En Susandi perkenalkan diri dengan memberitahu nama
14 penuh?
15
16 **SUSANDI** Nama saya Susandi bin Basari.
17
18 **SK** Kuat sikit.
19
20 **PM2** Pakai the mic –
21
22 **SK** Mic yang betul.
23
24 **SUSANDI** Oh, di atas.
25
26 **SUSANDI** Nama saya Susandi bin Basari.
27
28 **SK** Susandi bin?
29
30 **SUSANDI** Basari.
31
32 **SK** Boleh, tolong eja?
33
34 **SUSANDI** S-U-S-A-N-D-I B-I-N B-A-S-A-R-I.
35
36 **SK** Terima kasih. Nombor kad pengenalan?
37

1 SUSANDI [REDACTED]
2
3 SK Terima kasih. Berapa umur En Susandi sekarang?
4
5 SUSANDI Sekarang 35 tahun.
6
7 SK Boleh beritahu alamat tempat tinggal?
8
9 SUSANDI Alamat tempat tinggal saya sekarang di Labuan, Blok L11, Taman
10 Mutiara, 87000 Labuan, Wilayah Persekutuan Labuan.
11
12 SK Pekerjaan En Susandi sekarang?
13
14 SUSANDI Saya sekarang sebagai pembantu hidupan liar di Jabatan Perhilitan.
15
16 SK Siapakah nama isteri En Susandi?
17
18 SUSANDI Rossy binti Aming. R-O-S-S-S B-I-N-T-I A-M-I-N-G, Aming. Ya.
19
20 SK Berapa umur isteri?
21
22 SUSANDI Isteri saya 91, dalam 29 lah. 29 ya. Lahir 1991. 29.
23
24 SK Terima kasih. Adakah isteri En Susandi bekerja?
25
26 SUSANDI Tidak.
27
28 SK Tidak. En Susandi, saya just nak tanya, agama En Susandi?
29
30 SUSANDI Saya beragama Kristian.
31
32 SK Beragama Kristian. Ya. En Susandi kenal Joshua Hilmy?
33
34 SUSANDI Saya kenal, kenal Joshua Hilmy. Ya.
35
36 SK Bagaimana dengan Ruth Sitepu?
37

1 **SUSANDI** Juga kenal.
2
3 **SK** Kenal.
4
5 **SUSANDI** Ya.
6
7 **SK** Bagaimana, boleh En Susandi jelaskan kepada Panel siasatan –
8
9 **SUSANDI** Ya.
10
11 **SK** Bagaimana En Susandi mengenali mereka berdua?
12
13 **CHM** Sebentar. Encik apa, nama Encik?
14
15 **SK** Susandi.
16
17 **SUSANDI** Susandi.
18
19 **CHM** En Susandi, beragama Kristian ya?
20
21 **SUSANDI** Ya.
22
23 **CHM** Dari Labuan?
24
25 **SUSANDI** Dari, sebenarnya dari Sabah tapi bertugas di Labuan.
26
27 **CHM** Oh, I see. I know. Ok. Bangsa apa? Kadazan kah?
28
29 **SUSANDI** Saya campuran dusun dan jawa.
30
31 **CHM** Dusun dan jawa?
32
33 **SUSANDI** Ya.
34
35 **CHM** Ok, terima kasih.
36
37 **SUSANDI** Ya.

1
2 **CHM** Alright. Ya.
3
4 **SK** Ok. En Susandi, sila lihat gambar yang akan ditunjukkan ya.
5
6 **SUSANDI** Ok,
7
8 **SK** Nampak ya?
9
10 **SUSANDI** Ya.
11
12 **SK** Boleh, kenal tak siapa yang di gambar ini?
13
14 **SUSANDI** Ya.
15
16 **SK** Siapa dia?
17
18 **SUSANDI** En Joshua dengan Pn Ruth.
19
20 **SK** Joshua Hilmy dengan Ruth Sitepu?
21
22 **SUSANDI** Ya.
23
24 **SK** Ok. Soalan saya tadi, boleh En Susandi jelaskan kepada Panel –
25
26 **SUSANDI** Ya?
27
28 **SK** Bagaimana mengenali Joshua Hilmy dengan Ruth Sitepu?
29
30 **SUSANDI** Ok. Pada tahun 2014, mereka datang melawat ke gereja saya.
31
32 **SK** Di mana?
33
34 **SUSANDI** Di Christ Church, Pulau Pinang. Ya, mereka datang melawat di –
35
36 **CHM** Sebentar. Apa church?
37

1 **SUSANDI** Christ Church.
2
3 **CHM** Christ Church?
4
5 **SUSANDI** Yes.
6
7 **CHM** Ok, yes.
8
9 **SUSANDI** Christ Church. Mereka datang ke sana dan mereka ikut dengan acara
10 keagamaan itulah, masa itu. Lepas itu, selepas acara keagamaan itu
11 kami berkenalanlah seperti biasa tanya mereka ini semua, dan mereka
12 bagi tahu yang mereka, apa ini, tinggal di Seberang Jaya dan mereka
13 mengikuti sidang gereja sana juga. Mereka cuma datang melawat ke
14 gereja sayalah di Christ Church, Pulau Pinang. Ya, situlah permulaan
15 kami berkenalan.
16
17 **SK** En Susandi mengatakan berjumpa di Pulau Pinang?
18
19 **SUSANDI** Ya.
20
21 **SK** Kenapa Pulau Pinang ini? En Susandi masa itu berada di Pulau
22 Pinang?
23
24 **SUSANDI** Ya, saya bertugas di Taman Negara Pulau Pinang –
25
26 **SK** Ok.
27
28 **SUSANDI** Pada 2011 sampai 2019 dan awal tahun ini, saya berpindah ke Labuan.
29
30 **SK** Ok. Jadi En Susandi pada masa itu tinggal di Pulau Pinang bersama
31 keluarga atau seorang?
32
33 **SUSANDI** Bersama keluarga.
34
35 **SK** Berapa lama ini di Pulau Pinang?
36
37 **SUSANDI** 2011 sampai 2019.

1
2 **SK** 2019.
3
4 **SUSANDI** Ya.
5
6 **SK** Ok, Jadi itu kali pertama berjumpa dengan Joshua Hilmy dan Ruth Sitepu?
7
8
9 **SUSANDI** Ya.
10
11 **SK** Dan selepas itu, adakah En Susandi pernah berjumpa dengan mereka?
12
13 **SUSANDI** Selepas itu mereka pernah datang, tapi saya tak ingat tarikh dia, waktu perayaan Krismas juga di gereja saya. Merekapun datang melawat juga.
14
15
16
17 **SK** Datang melawat juga.
18
19 **SUSANDI** Ya, tapi saya tak ingat tarikh dia.
20
21 **SK** Lebih kurang setahun selepas?
22
23 **SUSANDI** Mungkin dalam 2015, '15 ke macam itu, rasanya. Saya tak ingat.
24
25 **SK** Ok. Bila En Susandi mengatakan aktiviti keagamaan, yang ini aktiviti keagamaan yang berlangsung di church?
26
27
28 **SUSANDI** Di dalam gereja.
29
30 **SK** Di gereja, dalam gereja?
31
32 **SUSANDI** Ya.
33
34 **SK** Itu adalah kali kedualah?
35
36 **SUSANDI** Ya, itu kali kedualah, nampak mereka.
37

1 **SK** Ok.
2
3 **SUSANDI** Ya.
4
5 **SK** Dan di antara kali pertama dengan kali kedua itu, ada sering berhubung
6 dengan mereka?
7
8 **SUSANDI** Tak pernah.
9
10 **SK** Tak pernah?
11
12 **SUSANDI** Tak pernah.
13
14 **SK** Ok. Bagaimana selepas itu, selepas berjumpa pada kali kedua?
15
16 **SUSANDI** Berhubung secara macam mana itu, Encik?
17
18 **SK** Sama ada selalu berjumpa atau membuat panggilan telefon,
19 WhatsApp?
20
21 **SUSANDI** Tak pernah. Cuma melalui Facebook sahajalah. Selalu join, ikut dia
22 melalui Facebook dia.
23
24 **SK** Ini selepas kali kedua atau kali pertama?
25
26 **SUSANDI** Pertama itulah. Saya memang sudah ikut. Isteri saya yang start mula
27 sebab isteri saya mula macam, apa, berkawan dengan, apa, Pn Ruth
28 ini –
29
30 **SK** Ya.
31
32 **SUSANDI** Dalam Facebook dan dia mula, dan saya ikut sertalah dia, berkawan
33 dengan mereka dalam Facebook. Ya.
34
35 **SK** Ok. Jadi menjadi Facebook –
36
37 **SUSANDI** Ya.

1
2 **SK** Friend?
3
4 **SUSANDI** Ya.
5
6 **SK** Ok. Ada apa-apa sebab tertentu menjadi Facebook friend?
7
8 **SUSANDI** Tak ada, tak ada sebab. Cuma memang nak berkawan sahaja dengan
9 dia.
10
11 **SK** Ok. So, dan kali kedua bertemu semula –
12
13 **SUSANDI** Ya.
14
15 **SK** Dan selepas itu, ada lagi pertemuan?
16
17 **SUSANDI** Selepas itu kami jumpa yang, tahun yang dia hilang itulah, tahun 2016.
18 Lepas itu isteri saya dihantar ke HKL untuk masa time itu, bersalin di
19 sana.
20
21 **SK** Boleh jelaskan apa yang berlaku? Kenapa isteri –
22
23 **SUSANDI** Ok. Isteri saya sebenarnya ada masalah jantung. Telah dirawat di
24 Institut Jantung Negara. Ok.
25
26 **SK** Ya.
27
28 **SUSANDI** Institut Jantung Negara. Lepas dirawat itu, dia dah ok. Selepas itu dia
29 hamil. Saya pendekkan cerita. Dia hamil dan kami bawa ke Hospital
30 Pulau Pinang dan Hospital Pulau Pinang cakap, dia tak boleh dibuat di
31 Hospital Pulau Pinang. Kena dibuat di, dekat dengan IJN sebab pakar
32 dari IJN akan memantau keadaan dia. Sebab dia masih di bawah
33 rawatan pihak Institut Jantung Negara. So dia kena dekat dengan IJN
34 itu, yang paling dekat, HKL lah, Hospital Kuala Lumpur.
35
36 **SK** Jadi maksud En Susandi, isteri En Susandi terpaksa datang ke KL
37 untuk dapatkan rawatan sebab ada masalah kesihatan?

1
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4
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36

[02:45PM]

SUSANDI Betul, Tuan.

SK Ok. Jadi apa kaitannya dengan Joshua Hilmy dan Ruth Sitepu?

SUSANDI Ok. Kaitannya start isteri saya bertanya dalam Facebook, sebab isteri saya kena, terpaksa dimasukkan wad sebulan awal daripada tarikh matang untuk dia bersalin. Jadi isteri saya dimasukkan hospital sebulan awal sebab pihak IJN perlu pantau keadaan jantung dia. So, isteri saya, dia meletak, apa, nak cakap dalam Facebook, dia tanya dekat Facebook itu status dia, tanya sekiranya ada rumah-rumah murah untuk kami sewa selama sebulan sebab saya perlu hantar keluarga saya ke sini untuk teman isteri saya di Hospital Kuala Lumpur, untuk memantau dia. Jadi, pasal tersebut, bila isteri saya dah letak status untuk mencari rumah sewa ataupun bilik sewa di HKL, di Kuala Lumpur dan saudara Joshua pun membalas. Mereka ajak kami untuk tinggal bersama mereka, di rumah mereka.

SK Ok, Dia menjawab di Facebook?

SUSANDI Ya.

SK Menjemput untuk tinggal di rumah –

SUSANDI Ya.

SK Di mana?

SUSANDI Petaling Jaya.

SK Petaling Jaya?

SUSANDI Ya, kalau saya tak silap.

1 **SK** Jadi En Susandi ataupun isteri En Susandi menerima tawaran
2 tersebut?
3
4 **SUSANDI** Ya, kami menerima tawaran tersebut sebab dia tak minta bayaran apa-
5 apapun dengan kami. Dan dia cuma ingin membantu kamilah,
6 meringankan beban kami.
7
8 **SK** Jadi bila dah bersetuju –
9
10 **SUSANDI** Ya.
11
12 **SK** Bila mula tinggal di rumah Joshua?
13
14 **SUSANDI** Ok. Pada 1 November, isteri saya masuk ke HKL, 1 November –
15
16 **SK** 2016, ya?
17
18 **SUSANDI** 2016, Encik, betul, Tuan. Ke sana, dan kedua-dua mereka datang
19 melawat isteri saya di HKL. Dan sayalah pertama kali yang mereka
20 bawa tinggal di rumah mereka. Ya.
21
22 **SK** Ok.
23
24 **SUSANDI** Ya.
25
26 **SK** Jadi En Susandi juga tinggal bersama mereka?
27
28 **SUSANDI** Ya. Saya yang pertama, yang masuk –
29
30 **SK** Masuk?
31
32 **SUSANDI** Ke rumah merekalah.
33
34 **SK** Selepas itu, siapa lagi yang tinggal bersama?
35
36 **SUSANDI** Ok. Selepas itu, selepas saya tinggal, hari yang 1 November itu,
37 esoknya saya balik.

1
2 **SK** Ok.
3
4 **SUSANDI** Sebab saya perlu bekerja, sambung bekerja dan saya balik. Selepas,
5 sebenarnya Encik saya ada nota yang saya bawa. Tapi saya tertinggal
6 di bag saya. Boleh saya ambil ke, Encik?
7
8 **CHM** Boleh.
9
10 **SUSANDI** Boleh, ya?
11
12 **CHM** Ya.
13
14 **SUSANDI** Ok.
15
16 **SK** Ok.
17
18 **SUSANDI** Ok.
19
20 **SK** Boleh –
21
22 **SUSANDI** Ok.
23
24 **SK** Ingat soalan tadi ya?
25
26 **SUSANDI** Ya. Ok. Selepas itu, selepas saya balik ke Pulau Pinang untuk sambung
27 bekerja, isteri saya masih ditahan di HKL, di wad. Dan pada
28 04.11.2016, bersamaan dengan hari Jumaat, isteri saya diambil oleh
29 Pastor Joshua untuk tinggal bersama mereka.
30
31 **SK** Pada 4 November?
32
33 **SUSANDI** 4 November.
34
35 **SK** Ok.
36
37 **SUSANDI** Ok. 4 November, dan –

1
2 **CHM** Ambil dari mana?
3
4 **SUSANDI** Dari HKL.
5
6 **CHM** HKL?
7
8 **SUSANDI** Ya. Selepas dia tahu isteri saya dan isteri saya sebenarnya ada bincang
9 dengan doktor yang berada, yang merawat dia, dia bagi tahu kalau ada
10 keluarga terdekat di sini, bolehlah tinggal dengan keluarga dulu. Tapi
11 tak boleh jauh daripada HKL, doktor itu bagi tahu dia. So, dia bagi tahu
12 dengan pastor, Pn Ruth dan Pn Ruth plan untuk mengambil dia di
13 hospital dan doktor membenarkan dia keluar pada 4 November untuk
14 tinggal dengan merekalah.
15
16 **SK** Maksud En Susandi, dia itu, isteri –
17
18 **SUSANDI** Isteri, Tuan.
19
20 **SK** Telah menghubungi Pn Ruth?
21
22 **SUSANDI** Ya.
23
24 **SK** Dan, so, jadi mulai 04.11.2016 –
25
26 **SUSANDI** Ya.
27
28 **SK** Isteri En Susandi tinggal bersama –
29
30 **SUSANDI** Ya.
31
32 **SK** Joshua dan Ruth Sitepu?
33
34 **SUSANDI** Ya.
35
36 **SK** Untuk tempoh berapa lama ya?
37

1 **SUSANDI** Untuk...start 4 November itu Encik sampai, yang isteri saya itu ya?
2
3 **SK** Ya.
4
5 **SUSANDI** Dia sampai 22, kalau saya tak silap, Encik.
6
7 **SK** 22?
8
9 **SUSANDI** Ya, sebab saya ingat saya 21 November, saya datang semula untuk,
10 saya bercuti untuk menjaga isteri saya di HKL.
11
12 **SK** So 22 November?
13
14 **SUSANDI** Ya, 22 November.
15
16 **SK** November?
17
18 **SUSANDI** Ya.
19
20 **SK** November?
21
22 **SUSANDI** Ya.
23
24 **SK** Adakah, dalam tempoh itu –
25
26 **SUSANDI** Ya?
27
28 **SK** Adakah isteri En Susandi sahaja tinggal bersama mereka ataupun ada
29 ahli keluarga lain ataupun En Susandi juga tinggal bersama mereka?
30
31 **SUSANDI** Ada ahli keluarga lain.
32
33 **SK** Siapa?
34
35 **SUSANDI** Ok. Selepas isteri saya ke sana, tinggal bersama mereka, pada 7
36 November, saya menghantar kakak kepada isteri saya, iaitu kakak ipar
37 saya, untuk menemani dia di rumah yang tersebut.

1
2 **SK** Kakak ipar?
3
4 **SUSANDI** Kakak ipar saya.
5
6 **SK** Ok. Selain itu, ada lain tak?
7
8 **SUSANDI** Selepas itu, ibu mertua saya.
9
10 **SK** Ok.
11
12 **SUSANDI** Ibu mertua saya pada 14 November.
13
14 **SK** Selain mereka?
15
16 **SUSANDI** Sudah, tak ada lagi.
17
18 **SK** Bagaimana dengan En Susandi?
19
20 **SUSANDI** Saya, selepas dari, 7 November, saya hantar kakak ipar saya, saya
21 balik semula ke Pulau Pinang. Dan saya hantar ibu mertua saya pada
22 14 November dan saya kembali ke Pulau Pinang. Dan pada 21
23 November, situlah saya mula tinggal bersama mereka.
24
25 **SK** Ok. Dua soalan. Soalan pertama, bila En Susandi menghantar kakak
26 ipar dengan ibu mertua itu –
27
28 **SUSANDI** Ya?
29
30 **SK** Adakah En Susandi hantar dan balik atau bermalam di situ?
31
32 **SUSANDI** Bermalam, satu malam.
33
34 **SK** Satu malam?
35
36 **SUSANDI** Esoknya saya balik.
37

1 **SK** Dua-dua insidenpun sama?
2
3 **SUSANDI** Ya.
4
5 **SK** Dan lepas itu En Susandi kata, En Susandi tinggal mulai 21 November?
6
7 **SUSANDI** November, ya.
8
9 **SK** Pada masa itu, isteri masih di situ atau isteri –
10
11 **SUSANDI** Esoknya dia –
12
13 **SK** Masuk hospital semula?
14
15 **SUSANDI** Ya.
16
17 **SK** Tapi En Susandi tinggal di situ?
18
19 **SUSANDI** Saya bermula tinggal di rumah mereka pada tarikh tersebut.
20
21 **SK** Sehingga?
22
23 **SUSANDI** Sehingga pada, sehingga 10 Disember. Ok. Pada 21 hingga 10
24 Disember.
25
26 **SK** Bagaimana dengan ibu mertua?
27
28 **SUSANDI** Sama.
29
30 **SK** Masih tinggal?
31
32 **SUSANDI** Mereka semua sama.
33
34 **SK** Masih tinggalah?
35
36 **SUSANDI** Ya.
37

1 **SK** Kakak ipar masih?
2
3 **SUSANDI** Semua.
4
5 **SK** So, tiga orang masih tinggal di sana?
6
7 **SUSANDI** Betul, Tuan.
8
9 **SK** Hanya isteri sudah masuk hospital?
10
11 **SUSANDI** Betul, Tuan.
12
13 **SK** Ok. En Susandi masa itu bercuti?
14
15 **SUSANDI** Ya, saya ambil cuti, Encik, ya.
16
17 **SK** Boleh saya rujuk kepada satu gambar –
18
19 **SUSANDI** Ya?
20
21 **SK** Exhibit 2. Kenal tempat ini?
22
23 **SUSANDI** Kenal, Encik.
24
25 **SK** Adakah ini –
26
27 **SUSANDI** Inilah rumah yang tempat kami tinggal.
28
29 **SK** Ok. Terima kasih.
30
31 **SUSANDI** Ya.
32
33 **SK** Ok. En Susandi, semasa tempoh En Susandi tinggal di situ ya –
34
35 **SUSANDI** Ya?
36

1 SK Soalan saya yang, seterusnya berkaitan dengan tempoh En Susandi
2 tinggal di situ, ya. Yang pertama, adakah orang lain tinggal juga
3 bersama Joshua Hilmy dan Ruth Sitepu?
4
5 SUSANDI Yang saya ingat, ada seorang perempuan bernama [REDACTED]
6
7 SK [REDACTED]
8
9 SUSANDI Ya.
10
11 SK Ok.
12
13 SUSANDI Saya itu sahajalah yang, pertama, saya tak kenal nama dia. Isteri saya
14 yang kenal nama dia. Dan dia, waktu kami berbincang sebelum saya
15 datang ke sini, dia bagi tahu saya nama dia, [REDACTED] itulah yang saya
16 jumpa waktu saya berada di sana.
17
18 SK Ok.
19
20 SUSANDI Ya.
21
22 SK Masa itu tahu tak kenapa [REDACTED] datang ke situ?
23
24 SUSANDI Kalau saya tak silaplah, Encik, ya, dia urus pasport ke apa. Pastor
25 Joshua ini, dia bantu [REDACTED] ini, untuk mengurus pasport dia. Kalau saya
26 tak silaplah.
27
28 SK Ok. En Susandi sendiri ada pernah bercakap dengan [REDACTED]
29
30 SUSANDI Tak pernah. Kami cuma tegur macam, macam itu sahajalah.
31
32 SK Ok.
33
34 SUSANDI Ya, tak ada yang bercerita panjang ke, tak ada.
35
36 SK [REDACTED] berapa lama dia tinggal di situ?
37

1 **SUSANDI** Saya tak pasti, Encik. Saya tak ingat.

2

3 **SK** Lama? Berbulan?

4

5 **SUSANDI** Tak, tak berbulan.

6

7 **SUSANDI** Ya?

8

9 **SUSANDI** Rasanya dalam sehari dua sahaja.

10

11 **SK** Sehari dua?

12

13 **SUSANDI** Ya.

14

15 **SK** Ok. Selain [REDACTED]

16

17 **SUSANDI** Ya?

18

19 **SK** Ahli keluarga En Susandi, ada tak orang lain yang tinggal di situ?

20

21 **SUSANDI** Yang sepanjang kami berada di sana dan isteri saya berada di sana –

22

23 **SK** Ya.

24

25 **SUSANDI** Mereka tak ada.

26

27 **SK** Tidak ada?

28

29 **SUSANDI** Tak ada. [REDACTED]

30

31 **SK** Ada tak –

32

33 **SUSANDI** Yang dua adik beradik itulah, Encik.

34

35 **SK** Dua adik beradik?

36

- 1 **SUSANDI** Ya, dua adik beradik itu, yang memang tinggal, sebelum kami, mereka
2 dah dekat sana.
- 3
- 4 **SK** Kenal nama mereka tak?
- 5
- 6 **SUSANDI** Yang perempuan saya kenal, dia Grace.
- 7
- 8 **SK** Grace.
- 9
- 10 **SUSANDI** Ya. Yang lelaki, saya tak ingat. Yang saya ingat, yang perempuan,
11 Grace, sebab isteri saya selalu message dengan dia.
- 12
- 13 **SK** Sampai sekarang?
- 14
- 15 **SUSANDI** Sekarang, tak. Dululah.
- 16
- 17 **SK** Ok.
- 18
- 19 **SUSANDI** Ya.
- 20
- 21 **SK** So, mereka adik beradik tinggal di situ?
- 22
- 23 **SUSANDI** Adik beradik, ya.
- 24
- 25 **SK** Masa En Susandi pergi, mereka sudah tinggal situ ke atau?
- 26
- 27 **SUSANDI** Waktu saya kembali ke Pulau Pinang, mereka masih tinggal di situ.
- 28
- 29 **SK** Masih tinggal?
- 30
- 31 **SUSANDI** Ya.
- 32
- 33 **SK** Ok. Masa En Susandi keluarpun, mereka masih ada di situ?
- 34
- 35 **SUSANDI** Masih di situ.
- 36
- 37 **SK** Tahu kenapa mereka tinggal di situ?

1
2 **SUSANDI** Yang saya tahu, yang untuk En Joshua ini cerita dengan saya, dia dekat
3 sikit dengan sekolah mereka. Saya tak tahu kolej ke apa itu.
4
5 **SK** Ok.
6
7 **SUSANDI** Ya.
8
9 **SK** En Susandi ada pernah berbual-bual dengan mereka?
10
11 **SUSANDI** Berbual kosong, pernah.
12
13 **SK** Bual kosong?
14
15 **SUSANDI** Bual kosong sahaja. Tak ada yang penting. Ya.
16
17 **SK** En Susandi, ok, ini mengenai mereka yang tinggal, ya.
18
19 **SUSANDI** Ok.
20
21 **SK** Bagaimana dengan sepanjang tempoh, dalam tempoh En Susandi
22 tinggal dulu Encik, dari pagi ke malamkan, bagaimana aktiviti En
23 Susandi di situ?
24
25 **SUSANDI** Saya, start isteri saya masuk ke HKL pada 22 November itu, saya, awal
26 pagi saya naik komuter ke dekat dengan HKL lah, turun sana. Dan
27 sepanjang hari itu saya, macam itu sahajalah rutin saya. Dah petang,
28 saya balik ke, balik semula ke rumah mereka. Pagi saya dekat hospital.
29 Petang, macam itu sahajalah rutin saya.
30
31 **SK** Pada setiap hari?
32
33 **SUSANDI** Setiap hari sampai isteri saya keluar.
34
35 **SK** Boleh saya simpulkan, pada waktu siang, En Susandi berada di hospital
36 -
37

- 1 **SUSANDI** Hospital, betul.
2
- 3 **SK** Melawat isteri?
4
- 5 **SUSANDI** Ya.
6
- 7 **SK** Pada waktu petang dan malam, berada di rumah –
8
- 9 **SUSANDI** Ya.
10
- 11 **SK** Bersama Joshua dan Ruth Sitepu –
12
- 13 **SUSANDI** Betul.
14
- 15 **SK** Di rumah mereka?
16
- 17 **SUSANDI** Betul.
18
- 19 **SK** Jadi sepanjang tempoh itu, adakah mereka sentiasa berada di rumah
20 dalam dua tiga minggu tersebut?
21
- 22 **SUSANDI** Tak juga.
23
- 24 **SK** Tak juga?
25
- 26 **SUSANDI** Mereka kerap keluar.
27
- 28 **SK** Kerap keluar, lama ke tempoh masa mereka keluar?
29
- 30 **SUSANDI** Ada masa itu, lama. Ada masa itu, tak lama. Yang biasanya mereka
31 keluar pagi, petang baru balik.
32
- 33 **SK** Ok.
34
- 35 **SUSANDI** Ya.
36
- 37 **SK** Ada tak yang macam dia keluar bermalam di tempat lain?

1
2 **SUSANDI** Bermalam, sepanjang saya berada di sana, yang sayalah, dengan
3 saya, tak ada. Tapi waktu isteri saya, isteri saya pernah cakap, mereka
4 pernah keluar ke Cameron Highlands, kalau tak silap. Macam itu.
5
6 **SK** Ok.
7
8 **SUSANDI** Dalam dua tiga hari. Itu yang saya ingatlah.
9
10 **SK** Ok.
11
12 **SUSANDI** Isteri saya pernah cerita.
13
14 **SK** Jadi sepanjang masa En Susandi tinggal, mereka memang berada di
15 situlah?
16
17 **SUSANDI** Ya.
18
19 **SK** Ya. Jadi En Susandi tahu tak apa aktiviti yang dibuat oleh pasangan
20 tersebut?
21
22 **SUSANDI** Tak tahu, Encik.
23
24 **SK** Tak tahu?
25
26 **SUSANDI** Saya memang tak tahu.
27
28 **SK** Pada waktu malam setelah En Susandi balik, ada tak biasa berbincang,
29 berborak dengan mereka?
30
31 **SUSANDI** Ada juga.
32
33 **SK** Ada juga?
34
35 **SUSANDI** Ada bercerita. Cuma cerita, cerita yang, cerita kosong sahajalah. Tak
36 adalah yang macam, yang benda-benda yang, yang memberi ancaman
37 kepada mereka apakan, tak ada. Tak ada, setakat itu. Cuma mereka

1 pernah cerita pasal nama mereka masuk dalam televisyen. Itu mereka
2 pernah cerita.

3

4

[03:00PM]

5

6 **SK** Nama mereka masuk dalam televisyen?

7

8 **SUSANDI** Ya.

9

10 **SK** Sebabnya?

11

12 **SUSANDI** Saya tak pasti, Encik, sebab apa. Sebab mungkin melalui Facebook
13 mereka. Sebab Facebook mereka kadang-kadang ada, kalau saya
14 rasa, Encik, kalau Encik, saya rasa Encik dah ada siasat juga, dalam
15 Facebook mereka ada yang macam isu sensitif sikit, mereka share
16 dekat dalam Facebook mereka itu.

17

18 **SK** Apa isu sensitif tersebut?

19

20 **SUSANDI** Saya nampak macam, macam isu keagamaan, macam itu.

21

22 **SK** Perkara itu pernah dilaporkan di TV, di media?

23

24 **SUSANDI** Dia pernah cakap nama dia pernah disebut –

25

26 **SK** Ok.

27

28 **SUSANDI** Dekat TV.

29

30 **SK** Ok.

31

32 **SUSANDI** Itu yang saya ingat.

33

34 **SK** Ada butiran lain yang En Susandi ingat pasal insiden tersebut?

35

36 **SUSANDI** Tak ada.

37

1 **SK** Siapa yang TV ke, apa yang dilaporkan?
2
3 **SUSANDI** Saya tak ingat pula, Encik.
4
5 **SK** Tak ingat?
6
7 **SUSANDI** Ya, tak ada.
8
9 **SK** Ok. Sepanjang berada dengan Joshua dan Ruth, pernahkah, tadi
10 Encik, apa, Susandi ada mengatakan mereka tidak menceritakan
11 tentang apa-apa ugutan ya.
12
13 **SUSANDI** Ya.
14
15 **SK** Tapi insiden ini adalah tentang –
16
17 **SUSANDI** Ya.
18
19 **SK** Perkara sensitif, aktiviti sensitif mereka, keagamaan mereka
20 dilaporkan.
21
22 **SUSANDI** Ya.
23
24 **SK** Ok. Ada tak mereka merasa takut, khuatir, bimbang keselamatan
25 mereka?
26
27 **SUSANDI** Waktu saya dekat sana, saya tak nampak mereka macam takut. Tak
28 nampak. Normal. Hidup mereka macam biasa sahaja. Tak ada. Mereka
29 berkebun di kawasan rumah mereka. Tak ada. Merekapun tak ada
30 share sangat dengan aktiviti dia orang dengan kami. Dan kamipun
31 sebenarnya tak ambil tahu sangat pasal aktiviti mereka. Ya.
32
33 **SK** Jadi sepanjang tinggal di situpun, tidak ada, ada tak En Susandi pernah
34 menyaksikan apa-apa aktiviti keagamaan di rumah?
35
36 **SUSANDI** Keagamaan, dengan kami itu adalah. Dengan kami sekeluarga –
37

1 **SK** Ya?

2

3 **SUSANDI** Kami lakukan keagamaan yang, orang Kristian lakukanlah.

4

5 **SK** Ya.

6

7 **SUSANDI** Yang sama-sama mereka.

8

9 **SK** Ok.

10

11 **SUSANDI** Itu sahajalah.

12

13 **SK** Bersama orang lain?

14

15 **SUSANDI** Bersama orang lain, tak ada.

16

17 **SK** Tidak pernah?

18

19 **SUSANDI** Tak ada. Kami sahaja.

20

21 **SK** Ok. Bilakah kali terakhir En Susandi melihat Joshua dan Ruth?

22

23 **SUSANDI** Ok, Encik. Ok. Seingat saya, pada 30 November itu, saya, waktu saya
24 tengah makan, minum bersama dengan kakak ipar saya di dapur, saya
25 terdengar ada macam, apa ini, pertengkaran dekat bilik dia itu. Pada 30
26 itu.

27

28 **SK** Ya?

29

30 **SUSANDI** 30 itu, tapi saya tak jelas, apa yang berlaku. Lepas itu, sayapun, kami
31 ingatkan dia gaduh ke dengan isteri dia apa, tapi tengok tak ada apa-
32 apa juga. Dia, macam ada, bertelefonlah dekat bilik itu. Saya dengar
33 dia macam ada pertengkaran. Tapi suara tak jelas. Cuma macam bunyi
34 tinggi sikit. Macam itu, macam, macam mana nak cakap ya, macam –

35

36 **SK** Nada yang tinggi, ya?

37

1 **SUSANDI** Nada yang tinggi, macam itu. Lepas itu saya pun tak hiraulah. Lepas itu
2 saya masuk, saya tidur dekat bilik, macam ofis dia. Saya tidur dekat ofis
3 dia dalam pukul 09:30PM, saya ingat masa itu sebab saya tengok jam,
4 09:30PM, saya dengar dia ketuk bilik, ofis dia itu. Dia ketuk bilik ofis dia
5 itu, saya buka. Saya cakap, saya panggil dia pastor lah sebab dia
6 pastor, saya cakap, nak ke mana, saya cakap. Dia cakap, bagi tahu
7 saya, ada orang panggil dia. Dah, orang dah panggil, saya pergi
8 sahajalah. Dia cakap macam itu. Lepas itu dia ada ambil satu buku,
9 buku dekat rak buku dia itu, dia ambil satu buku dan lepas itu dia bagi
10 tahu, saya keluar dulu. Kemudian saya cakap, hati-hati, pastor. Saya
11 cakap, bagi tahu sama dia. Saya macam itu. Saya dengar suara isteri
12 dia dekat luar, dekat kereta dia. Lepas itu dia –

13

14 **CHM** Sebentar.

15

16 **SUSANDI** Ya.

17

18 **CHM** Siapa yang ketuk tadi, pintu itu?

19

20 **SUSANDI** Pastor Joshua.

21

22 **CHM** Dia ketuk?

23

24 **SUSANDI** Dia nak keluar. Dia nak ambil buku dekat –

25

26 **CHM** Tak. Dia ketuk pintu?

27

28 **SUSANDI** Ya.

29

30 **CHM** Pasal apa dia kena ketuk pintu?

31

32 **SUSANDI** Sebab saya tutup pintu ofis –

33

34 **CHM** Ya?

35

36 **SUSANDI** Saya tutup pintu ofis dia itu. Saya tidur dekat ofis dia, Tuan.

37

1 **CHM** Oh, sebab kamu dalam –
2
3 **SUSANDI** Saya tidur –
4
5 **CHM** Dalam situ?
6
7 **SUSANDI** Dalam ofis itu.
8
9 **CHM** Dia kena ketuklah?
10
11 **SUSANDI** Ya, dia ketuklah. Dia, sebab dia –
12
13 **CHM** Sebab kamu berada di dalam itu?
14
15 **SUSANDI** Ya.
16
17 **CHM** Ok.
18
19 **SUSANDI** Ya, Tuan.
20
21 **CHM** Ok, teruskan. Baik, terus.
22
23 **SUSANDI** Saya dalam itu, lepas dia ketuk itu, dia ambil buku dia. Diapun dalam
24 pakaian agak kemas juga, kemeja, seluar panjang. Lepas itu, dia cakap
25 dia nak keluar. Saya cakap, hati-hatilah, dekat dia. Lepas itu, saya
26 dengar suara isteri dia. Dia, macam situasi itu tak ada stress sangat
27 sebab dia masih boleh bergurau dengan isteri dia dekat luar rumah,
28 saya dengar. Macam itu. Lepas itu, itulah yang last saya nampak dia.
29
30 **SK** Ok.
31
32 **SUSANDI** Ya.
33
34 **SK** Berbalik kepada perbualan telefon ya –
35
36 **SUSANDI** Ya?
37

1 **SK** Yang En Susandi kata, En Susandi nampak dia memegang telefon ke
2 atau?
3
4 **SUSANDI** Tak.
5
6 **SK** Tak?
7
8 **SUSANDI** Tapi macam bertelefonlah, saya...
9
10 **SK** Sebab dia tak bercakap dengan isteri dialah?
11
12 **SUSANDI** Ya.
13
14 **SK** Dia bercakap dengan orang lainlah?
15
16 **SUSANDI** Ya.
17
18 **SK** Ok.
19
20 **SUSANDI** Saya tak nampak, tapi bilik dia tertutup.
21
22 **SK** Agaknya, samar-samar dengar tak apa yang dia cakapkan?
23
24 **SUSANDI** Saya, macam, saya tak ingatlah, Encik. Tapi macam, macam herdikan,
25 macam itu.
26
27 **SK** Dia, Encik, Pastor Joshua –
28
29 **SUSANDI** Ya, suara dia.
30
31 **SK** Suara dia?
32
33 **SUSANDI** Ya. Macam itulah –
34
35 **SK** Ya.
36

1 **SUSANDI** Tapi saya, selama saya situ, tak pernah dengar lagi dia, herdik dengan
2 isteri dia, apakan. Itu yang saya percaya, saya percaya itu bukan
3 dengan isteri dia. Pasti dia bertelefon.
4
5 **SK** Ok. Jadi, yang panggilan telefon itu lebih kurang jam berapa ya?
6
7 **SUSANDI** Dalam 08:30PM.
8
9 **SK** 08:30PM ya?
10
11 **SUSANDI** Ya. Lebih kurang macam itu.
12
13 **SK** Ok. Jadi, sejam selepas itu, dia, apa, dia ketuk pintu dan beritahu dia
14 nak keluarlah?
15
16 **SUSANDI** Ya. Lepas saya, sorry, lepas saya cerita dengan, lepas saya minum
17 dengan kakak ipar saya dekat dapur itu, saya masuk ofis dia. Dalam
18 pukul 09:30PM, dia ketuk pintu, dia nak keluar, dia cakap.
19
20 **SK** Ada dia beritahu spesifik, ke mana dia pergi?
21
22 **SUSANDI** Tak ada, Tuan.
23
24 **SK** Tak ada?
25
26 **SUSANDI** Tak ada.
27
28 **SK** Ok. Bagaimana keadaan dia? Walaupun En Susandi kata dia –
29
30 **SUSANDI** Ya?
31
32 **SK** Dia sempat bergurau –
33
34 **SUSANDI** Ya.
35
36 **SK** Ada tak di dalam keadaan tergesa-gesa?
37

1 **SUSANDI** Tak.
2
3 **SK** Tidak?
4
5 **SUSANDI** Tidak tergesa-gesa.
6
7 **SK** Selain buku yang diambil, ada tak dia bawa bag baju dia sekali?
8
9 **SUSANDI** Tak ada.
10
11 **SK** Tak ada?
12
13 **SUSANDI** Waktu dia masuk, tak ada. Saya tak tahulah kalau mereka dah –
14
15 **SK** Dah simpankan?
16
17 **SUSANDI** Simpan dekat kereta mereka, tak apa. Tapi waktu dia masuk itu,
18 memang tak ada. Tak ada apa-apa.
19
20 **SK** Tak ada apa-apa?
21
22 **SUSANDI** Ya.
23
24 **SK** En Susandi sempat melihat Ruth Sitepu?
25
26 **SUSANDI** Tak ada.
27
28 **SK** Tak ada?
29
30 **SUSANDI** Dia dah dekat luar.
31
32 **SK** Dia sudah –
33
34 **SUSANDI** Saya dengar suara dia dekat luar.
35
36 **SK** Sudah berada di luar ya?
37

1 **SUSANDI** Ya.
2
3 **SK** Ok. Encik, dia ada meninggalkan apa-apa pesanan tak, ataupun, ya,
4 apa-apa pesanan?
5
6 **SUSANDI** Tak ada, Encik.
7
8 **SK** Tak ada?
9
10 **SUSANDI** Tak ada.
11
12 **SK** Dia tidak beritahu ke mana dia pergi?
13
14 **SUSANDI** Tak. Tak bagi tahulah.
15
16 **SK** Ok.
17
18 **SUSANDI** Ya.
19
20 **SK** Tidak kelihatan tergesa-gesa juga?
21
22 **SUSANDI** Tak kelihatan tergesa-gesa.
23
24 **SK** Tapi, adakah, itu adalah kali terakhir?
25
26 **SUSANDI** Terakhir.
27
28 **SK** Mereka keluar rumah dan selepas itu mereka tidak pulang?
29
30 **SUSANDI** Tak pulang.
31
32 **SK** Tidak pulang, ya?
33
34 **SUSANDI** Ya.
35
36 **SK** En Susandi kata ini 30 September kan?
37

1 **SUSANDI** Ya.

2

3 **SK** En Susandi tinggal di situ sampai 10, ini 30 November –

4

5 **SUSANDI** Ya.

6

7 **SK** Dan En Susandi sendiri tinggal di situ sampai 10 Disember ya?

8

9 **SUSANDI** Ya, betul.

10

11 **SK** Ada dalam, kurang, lebih kurang 10 hari selepas itu.

12

13 **SUSANDI** Ya.

14

15 **SK** Jadi dalam tempoh masa 10 hari selepas itu, adakah En Susandi ada membuat apa-apa usaha menghubungi mereka?

16

17

18 **SUSANDI** Tak ada, Encik.

19

20 **SK** Tiada?

21

22 **SUSANDI** Tak ada. Sebab sewaktu saya, waktu hari ketiga itu, waktu, mereka tak balik lagi, kami ada bertanya dengan, isteri saya ada message dengan Grace. Dia cakap, saya tanya dia, isteri saya cakap, biasa ke Pastor Joshua macam ini, lama beginikan? Lepas itu, adik Grace ini, dia bagi tahu, mereka pernah juga macam ini, dia cakap, lama tak balik rumah. So kamipun, kurang sikitlah risau masa itu, kurang sikit. Tapi dah sampai 10 hari itu, macam, hei, macam mana ini, macam mana. Saya bagi tahu dengan isteri. Lagipun, sayapun tengah sibuk nak bawa isteri saya balik ke Pulau Pinang. Nak urus dia keluar dari wad. Dan sayapun waktu kami nak balik itu, kami tanya, bagi lahu dengan Grace, saya perlukan kunci itu dengan, dengan Grace dengan adik dia itu. Kami serahkan kunci itu dengan dia. Kami bagi tahulah, ada apa-apa perkembangan Pastor Joshua, tolong message dengan kami. Kami bagi tahu sebab mereka yang tinggal di rumah tersebut selepas itu. Mereka, ya.

36

37

1 **SK** Mereka masih tinggal di situ lah?
2
3 **SUSANDI** Ya, mereka masih tinggal di situ.
4
5 **SK** Ok. Jadi En Susandi, ada pernah ke cuba menghubungi Pastor
6 Raymond atau Pastor Joshua ataupun Ruth Sitepu?
7
8 **SUSANDI** Kami, saya pernah call lah nombor dia itu –
9
10 **SK** Pernah?
11
12 **SUSANDI** Tapi, tak ada.
13
14 **SK** Tak ada?
15
16 **SUSANDI** Dah tak ada.
17
18 **SK** Telefon masuk voice mail ke, langsung tak ada?
19
20 **SUSANDI** Saya tak ingat, Encik.
21
22 **SK** Tak ingat?
23
24 **SUSANDI** Tapi memang tak dapat contact.
25
26 **SK** Call, buat panggilanlah?
27
28 **SUSANDI** Ya.
29
30 **SK** Ada cuba WhatsApp?
31
32 **SUSANDI** WhatsApp, pernah, ada WhatsApp.
33
34 **SK** Ada?
35
36 **SUSANDI** Ya.
37

1 **SK** Sampai tak message?
2
3 **SUSANDI** Tak. Satu tick sahaja.
4
5 **SK** Satu tick sahaja?
6
7 **SUSANDI** Ya.
8
9 **SK** Ok. Dan sepanjang En Susandi tinggal di situ, dia tidak pernah
10 menceritakan tentang sebarang ugutan?
11
12 **SUSANDI** Tak pernah, Encik.
13
14 **SK** Tak pernah?
15
16 **SUSANDI** Yang saya dengar, yang saya ingat, itu sahaja. Nama mereka pernah
17 keluar dalam televisyen. Sayapun tak tanya. Mungkin saya, dalam hati
18 saya, mungkin sebab mereka banyak, dalam Facebook dia, share,
19 share benda-benda yang sensitif tentang agama, macam itu.
20
21 **SK** En Susandi sendiri ada melihat Facebook mereka kan?
22
23 **SUSANDI** Ada.
24
25 **SK** Ok. Boleh En Susandi jelaskan –
26
27 **CHM** Sebentar. En Susandi lebih sekali sebut perkataan sensitif, sensitif ya?
28
29 **SUSANDI** Ya, betul.
30
31 **CHM** Mengapa En Susandi kata perkara itu sensitif? Mengapa?
32
33 **SUSANDI** Sebab dia menyentuh tentang agama, Tuan.
34
35 **CHM** Agama, macam mana boleh jadi sensitif?
36
37 **SUSANDI** Dia macam, memperburukkan satu agama itu, macam itu.

1
2 **CHM** Mem?
3
4 **SUSANDI** Perburukkan.
5
6 **CHM** Mem?
7
8 **SUSANDI** Memburukkan.
9
10 **CHM** Sesuatu agama?
11
12 **SUSANDI** Ya.
13
14 **CHM** Agama apa itu, yang diburukkan itu?
15
16 **SUSANDI** Agama Islam.
17
18 **CHM** Oh, I see.
19
20 **SUSANDI** Minta maaf, Tuan.
21
22 **CHM** Tak apa. Boleh bagi contoh macam mana ia memburukkan agama
23 Islam?
24
25 **SUSANDI** Yang saya nampak dalam, saya rasa semua, semua orang pun dah,
26 yang kawan-kawan dia nampak sebenarnya dalam Facebook dia
27 itukan. Yang saya nampak situ dia macam, macam, masa tersebut isu,
28 wujud isu tentang ISIS itu. So dia banyak kaitkan agama, apa, yang
29 Islam dengan ISIS itu. So itulah, saya rasa, banyak macam itu. Macam
30 itu, Encik.
31
32 **CHM** Ok.
33
34 **SUSANDI** Yang saya nampaklah.
35
36 **CHM** Ok.
37

1 SUSANDI Ya.
2
3 SK En Susandi –
4
5 SUSANDI Ya.
6
7 SK Yang En Susandi, En Susandi ada melihat Facebook diakan?
8
9 SUSANDI Betul.
10
11 SK Boleh terangkan apakah, apa, aktiviti yang *dipost* di Facebook
12 tersebut?
13
14 SUSANDI Saya nampak mereka ada macam berjalan-jalan dengan rakan-rakan
15 mereka. Tapi saya tak kenal rakan mereka.
16
17 SK Ok.
18
19 SUSANDI Pada saya di sana, saya tak, saya tak pernah jumpa yang lain itulah.
20 [REDACTED] saya pernah jumpa. Yang rakan-rakan lain dia itu, saya
21 nampak dia mereka bawa, dia keluar, dia bawa kawan-kawan dia
22 keluarlah, yang pergi ke rumah dia itu. Lepas itu, saya nampak dia ada,
23 ada, apa, kawan-kawan dia tinggal dengan dia. Tapi sebelum yang
24 kami tinggal dekat situ. Ada yang luar, dari luar negara. Saya tengok,
25 rakan-rakan dia dekat situ. Maaf, Tuan, suara saya dah serak. Dia ajak
26 –
27
28 SK Kalau awak minum dulu, boleh?
29
30 SUSANDI Ok. Rakan-rakan merekalah, dia bawa tinggal di rumah dia. Yang saya
31 nampak ada yang, warga asing. Ada yang tempatan juga.
32
33 SK Ya.
34
35 SUSANDI Saya nampak situ dia ada daripada Vietnam. Saya nampak rakan-
36 rakan dia.
37

1 **SK** Ini, mereka membawa mereka tinggal di rumah?
2
3 **SUSANDI** Ya, rumah dia.
4
5 **SK** Ini sebelum En Susandi tinggal di situ?
6
7 **SUSANDI** Ya, betul.
8
9 **SK** Kalau yang di kalangan rakyat tempatan, biasanya bangsa apa yang
10 tinggal di situ?
11
12 **SUSANDI** Saya nampak, ikutkan nama itu, macam berbangsa Cina, India, kalau
13 tak silaplah.
14
15 **SK** Melayu, ada?
16
17 **SUSANDI** Melayu, tak ada.
18
19 **SK** Tak –
20
21 **SUSANDI** Tak ada.
22
23 **SK** Tak pernah tengoklah?
24
25 **SUSANDI** Ya.
26
27 **SK** Ok. Sepanjang En Susandi mengenali kedua-dua mereka –
28
29 **SUSANDI** Ya?
30
31 **SK** Adakah En Susandi juga mengenali mana-mana ahli keluarga mereka?
32
33 **[03:15PM]**
34
35 **SUSANDI** Ahli keluarga pastor?
36
37 **SK** Joshua ataupun –

1
2 **SUSANDI** Joshua –
3
4 **SK** Ruth?
5
6 **SUSANDI** Tak. Tak kenal.
7
8 **SK** Tidak kenal, ya?
9
10 **SUSANDI** Ya.
11
12 **SK** Pernah tak, sebab kami sebelum ini diberitahu –
13
14 **SUSANDI** Ya?
15
16 **SK** Sepupu Ruth Sitepu juga –
17
18 **SUSANDI** Ya?
19
20 **SK** Tinggal di Malaysia.
21
22 **SUSANDI** Ya?
23
24 **SK** Dan di Penang juga.
25
26 **SUSANDI** Ya?
27
28 **SK** Pernah tak...
29
30 **SUSANDI** Hari itu, saya pernah jumpa mereka dekat Penang –
31
32 **SK** Ya.
33
34 **SUSANDI** Dia bersama dengan Pn Hannah (03:15:32PM), kalau pernah dengar,
35 kalau Tuan pernah dengar, Pn Hannah, dia bawa adik dia ini jumpa
36 saya dekat Penang.
37

- 1 **SK** So, tujuan dia berjumpa di Penang?
2
- 3 **SUSANDI** Dia bertanya pasal, apa, tentang kehilangan inilah.
4
- 5 **SK** Oh ini, selepas kehilangan?
6
- 7 **SUSANDI** Ya, selepas kehilangan.
8
- 9 **SK** Sepupu dia ada di Penang juga?
10
- 11 **SUSANDI** Saya rasa bukan sepupu dia.
12
- 13 **SK** Ya?
14
- 15 **SUSANDI** Adik dia, rasanya.
16
- 17 **SK** Adik?
18
- 19 **SUSANDI** Adik kepada –
20
- 21 **SK** Iman Sitepu (03:16:02PM)?
22
- 23 **SUSANDI** Ya.
24
- 25 **SK** Ya?
26
- 27 **SUSANDI** Ya.
28
- 29 **SK** Pernah dengar nama Harry Herson (03:16:11PM)?
30
- 31 **SUSANDI** Tak pernah.
32
- 33 **SK** Tak pernah?
34
- 35 **SUSANDI** Tak pernah.
36
- 37 **SK** Tak pernah, ya?

1
2 **SUSANDI** Ya.
3
4 **SK** Ok. Saya nak merujuk En Susandi beberapa gambar.
5
6 **SUSANDI** Ya.
7
8 **SK** Tapi sebelum itu, ada tak apa-apa perkara lain En Susandi rasa
9 berguna untuk tujuan siasatan awam ini –
10
11 **SUSANDI** Ya?
12
13 **SK** Sepanjang tinggal di rumah tersebut? Ada apa-apa maklumat lain yang
14 ingin diberikan?
15
16 **SUSANDI** Tinggal di situ, tak ada, Encik.
17
18 **SK** Tiada?
19
20 **SUSANDI** Tiada yang, isu yang sensitiflah, yang situ, yang saya belum saya bagi
21 tahu.
22
23 **SK** Ok. Just nak pergi, pada malam mereka meninggalkan rumah itu –
24
25 **SUSANDI** Ya?
26
27 **SK** Jadi, dia meninggalkan rumah itu menggunakan kenderaan dia sendiri
28 ke?
29
30 **SUSANDI** Kenderaan sendiri, Kancil dia, warna merah itu.
31
32 **SK** Kancil berwarna merah itulah?
33
34 **SUSANDI** Ya.
35
36 **SK** Ok. Memang nampak dia keluar?
37

1 **SUSANDI** Saya dengar kereta dialah.
2
3 **SK** Kereta dialah?
4
5 **SUSANDI** Ya. Saya tak tengok dekat luar –
6
7 **SK** Ya?
8
9 **SUSANDI** Tapi saya dengar bunyi kereta dia itu. Ya, kereta Kancil dia itu.
10
11 **SK** Ini untuk membantu siasatan ini, saya nak merujuk kepada beberapa
12 gambarlah ya.
13
14 **SUSANDI** Ya.
15
16 **SK** Exhibit 5. Jika sekiranya En Susandi mempunyai apa-apa pengetahuan
17 tentang gambar tersebut ya.
18
19 **SUSANDI** Ya.
20
21 **SK** Ini tahun 2011, mesti En Joshua tak kenal –
22
23 **SUSANDI** Tak –
24
25 **SK** Tak kenal mereka lagi ya?
26
27 **SUSANDI** Tak kenal.
28
29 **SK** Tapi tempat itu –
30
31 **SUSANDI** Ya?
32
33 **SK** Kenal tak? Besarkan sikit.
34
35 **SUSANDI** Tak kenal, Encik.
36
37 **SK** Ini bukan sebahagian daripada rumah di PJ?

1
2 **SUSANDI** Saya kurang pastilah, tapi macam memang tak pernah nampak tempat
3 ini.
4
5 **SK** Orang di dalam gambar itu?
6
7 **SUSANDI** Tak pernah.
8
9 **SK** Yang berdiri?
10
11 **SUSANDI** Pastor Ruth.
12
13 **SK** Pastor Ruth?
14
15 **SUSANDI** Ya.
16
17 **SK** Yang duduk?
18
19 **SUSANDI** Tak kenal.
20
21 **SK** Gambar sebelah sini. Bagaimana dengan yang kedua ini?
22
23 **SUSANDI** Tak tahu.
24
25 **SK** Adakah ini rumah di PJ?
26
27 **SUSANDI** Saya kurang pasti, Encik.
28
29 **SK** Kurang pasti, ya?
30
31 **SUSANDI** Ya. Tapi nampak macam –
32
33 **SK** Nampak macam?
34
35 **SUSANDI** Macam ya.
36
37 **SK** Ok.

1
2 **CHM** Tapi kalau macam, macam bilik mandi yang Encik biasa gunakan, bagi
3 tahu kami ya.
4
5 **SUSANDI** Ya.
6
7 **CHM** Serupa macam, boleh cam ya?
8
9 **SUSANDI** Oh, ok.
10
11 **CHM** Kalau tak serupa, beritahu tak serupalah.
12
13 **SUSANDI** Oh, ok.
14
15 **CHM** Sebab Encik tinggal di situ, beberapa harikan?
16
17 **SUSANDI** Ya.
18
19 **CHM** Ada pakai bilik mandikan?
20
21 **SUSANDI** Ada, Encik.
22
23 **CHM** Ya. Tengok gambar baik-baik, ya. Kalau boleh cam, beritahu ya.
24
25 **SUSANDI** Ya, nampak macam ya. Ya, nampak macam dialah. Sebab saya
26 memang tak ingat, Encik.
27
28 **SK** Gambar seterusnya. Di sini, kenal sesiapa tak?
29
30 **SUSANDI** Tak ada.
31
32 **SK** Tak ada?
33
34 **SUSANDI** Ya.
35
36 **SK** Gambar, tiga gambar daripada kiri, tengah-tengah dan kanan, ya.
37 Besarkan sikit. Sekarang?

1
2 **SUSANDI** Selain En Joshua dengan Pn Ruth, saya tak kenal.
3
4 **SK** Semua yang lain tidak kenal, ya?
5
6 **SUSANDI** Tak kenal.
7
8 **SK** Ok. Tempat ini?
9
10 **SUSANDI** Tak.
11
12 **SK** Seterusnya. Gambar yang di sebelah kiri itu –
13
14 **SUSANDI** Ya?
15
16 **SK** Tempat itu kenal tak?
17
18 **SUSANDI** Macam rumah mereka jugalah.
19
20 **SK** Macam rumah di PJ?
21
22 **SUSANDI** Ya.
23
24 **SK** Ok. Orang di gambar tersebut?
25
26 **SUSANDI** Saya tak kenal.
27
28 **SK** Yang, dua-dua tak kenal ke?
29
30 **SUSANDI** Yang mana, Encik?
31
32 **SK** Gambar yang saya bagi.
33
34 **SUSANDI** Yang –
35
36 **SK** Ya.
37

- 1 **SUSANDI** Itu saya tak kenal.
2
- 3 **SK** Ok. Yang duduk, lelaki itu, kenal lah?
4
- 5 **SUSANDI** Ya, itu Pastor Joshualah.
6
- 7 **SK** Ok. Gambar sebelah kanan ini, tempat itu kenal tak? Boleh cuba rujuk
8 gambar yang diberikan ya, mungkin lebih jelas.
9
- 10 **SUSANDI** Mungkin rumah mereka dekat PJ, Encik.
11
- 12 **SK** Mungkin rumah dekat PJ.
13
- 14 **SUSANDI** Ya.
15
- 16 **SK** Ok. Seterusnya –
17
- 18 **SUSANDI** Sebab waktu saya datang itu, rumah dia ada banyak perubahan
19 sebenarnya. Macam dekat sinikan –
20
- 21 **SK** Ya?
22
- 23 **SUSANDI** Rumah ini, masa ini, tak ada sofa. Masa saya datang itu, dah penuh
24 dengan sofa, dengan kabinet, rumah dia itu.
25
- 26 **SK** Tapi, latarbelakang itu memang tempat yang samalah?
27
- 28 **SUSANDI** Lebih kurangnya.
29
- 30 **SK** Ok. Yang gambar sebelah kanan itu, bilik, nampak macam bilik mandi
31 kan?
32
- 33 **SUSANDI** Ya, macam bilik mandi.
34
- 35 **SK** Itu, tempat yang sama juga ke, di rumah yang sama ke?
36
- 37 **SUSANDI** Macam rumah yang sama.

1
2 **SK** Macam rumah yang sama?
3
4 **SUSANDI** Ya.
5
6 **SK** Ok. Seterusnya. Yang ini, gambar di sebelah kiri –
7
8 **SUSANDI** Ya?
9
10 **SK** Pastor Joshua kan?
11
12 **SUSANDI** Ya.
13
14 **SK** Background dia, kenallah?
15
16 **SUSANDI** Latar tempat dia?
17
18 **SK** Ya.
19
20 **SUSANDI** Latar tempat dia –
21
22 **SK** Saya rasa dua-dua gambar guna latarbelakang yang sama ya?
23
24 **SUSANDI** Sama ya?
25
26 **SK** Ya.
27
28 **SUSANDI** Yang belakang itu macam, mesin basuh ya, Encik? Sebab sewaktu
29 saya datang itu, mesin basuh dia dekat luar.
30
31 **SK** Ok.
32
33 **SUSANDI** Saya tak –
34
35 **SK** Jadi tak pasti?
36
37 **SUSANDI** Jadi saya tak berapa cam sangat.

1
2 **SK** Tak pasti ya?
3
4 **SUSANDI** Ya.
5
6 **SK** Ok. Seterusnya, ada gambar lain? Ok. Gambar di sebelah kiri, agak
7 gelap.
8
9 **SUSANDI** Ya?
10
11 **SK** Boleh cam tak? Saya rasa macam tempat yang sama tadilah?
12
13 **SUSANDI** Ya. Saya cam yang lampu itu, Encik.
14
15 **SK** Ya.
16
17 **SUSANDI** Ya.
18
19 **SK** Oh yang sebelah kanan?
20
21 **SUSANDI** Ya.
22
23 **SK** Ok. Itu rumah –
24
25 **SUSANDI** Memang rumah mereka dekat PJ.
26
27 **SK** Memang rumah mereka, ya?
28
29 **SUSANDI** Ya.
30
31 **SK** Dalam gambar itu kenal?
32
33 **SUSANDI** Tak kenal.
34
35 **SK** Tak kenal?
36
37 **SUSANDI** Ya.

1
2 **SK** Ok. Joshua dengan –
3
4 **SUSANDI** Dengan isteri dialah.
5
6 **SK** Dengan isterinyalah.
7
8 **SUSANDI** Selain mereka berdua.
9
10 **SK** Selain daripada dia orang, Ok. Ada gambar lain? Ok. Jadi En Susandi,
11 isteri En Susandi bersalin bila?
12
13 **SUSANDI** Isteri saya, pada 2 Disember.
14
15 **SK** 2 Disember?
16
17 **SUSANDI** Ya.
18
19 **SK** Dan discharge daripada hospital?
20
21 **SUSANDI** Dia keluar pada, discharge pada 8 Disember.
22
23 **SK** Ok.
24
25 **SUSANDI** Ya.
26
27 **SK** Dan En Susandi memang berkemas dan bertolak daripada rumah
28 tersebut –
29
30 **SUSANDI** Ya?
31
32 **SK** Pada 10 –
33
34 **SUSANDI** Ya.
35
36 **SK** Disember?
37

1 **SUSANDI** 10 Disember. Ya.
2
3 **SK** Jadi bila En Susandi tahu yang memang pasangan ini telah hilang?
4
5 **SUSANDI** Saya, seingat saya, isteri saya pernah bagi tahu yang ada orang report,
6 apa, kehilangan dia.
7
8 **SK** Isteri benitahu?
9
10 **SUSANDI** Ya, dia dalam Facebook rasanya. Dia share dalam Facebook, ada
11 orang buat report tentang kehilangan mereka.
12
13 **SK** Tahu siapa?
14
15 **SUSANDI** Yang saya, rasanya macam tuan rumah itu.
16
17 **SK** Tuan rumah?
18
19 **SUSANDI** Ya.
20
21 **SK** Ok. Bila?
22
23 **SUSANDI** Tak tahu, Encik.
24
25 **SK** Tak tahu ya.
26
27 **SUSANDI** Tak ingat.
28
29 **SK** Ok. Jadi selepas mendapat tahu mereka dah dilaporkan hilang –
30
31 **SUSANDI** Ya?
32
33 **SK** Adakah En Susandi membuat apa-apa tindakan?
34
35 **SUSANDI** Tak ada, Encik. Kami cuma share, bertanya dalam Facebook
36 sahajalah.
37

1 **SK** Share –
2
3 **SUSANDI** Ya.
4
5 **SK** Tidakkah membuat laporan polis?
6
7 **SUSANDI** Tak ada.
8
9 **SK** Tidak buat?
10
11 **SUSANDI** Ya.
12
13 **SK** Ok. Ada cuba mencari ke, cuba mendapat maklumat daripada rakan-
14 rakan lain ke dalam, ada buat tak?
15
16 **SUSANDI** Kami cuma bertanya, semua kami cuma bertanya dalam Facebook
17 sahaja, dengan rakan-rakan yang kenal dengan dia.
18
19 **SK** Ya.
20
21 **SUSANDI** Merekapun tanya, apa, buat benda yang sama.
22
23 **SK** Tidak ada apa-apa maklumat yang dapat membantu?
24
25 **SUSANDI** Tak ada.
26
27 **SK** Ok, tak ada. Ok.
28
29 **SUSANDI** Sampailah, sampai waktu pastor Hannah, apa, Pn Hannah ini, jumpa
30 dengan saya.
31
32 **SK** Pn Hannah, tujuan Pn Hannah berjumpa adalah untuk?
33
34 **SUSANDI** Bertanya tentang, apa, peristiwa tersebutlah.
35
36 **SK** Dia mengumpul maklumat juga?
37

1 **SUSANDI** Ya, diapun mengumpul maklumat juga.
2
3 **SK** Ok. Adakah En Susandi mengesyaki sesiapa atas kehilangan mereka
4 berdua ini?
5
6 **SUSANDI** Tak ada, Encik.
7
8 **SK** Tak ada?
9
10 **SUSANDI** Tak ada.
11
12 **SK** Ok. Ada tak mana-mana pihak berkuasa datang untuk menyiasat
13 ataupun merekod keterangan En Susandi?
14
15 **SUSANDI** Tak ada.
16
17 **SK** Tiada?
18
19 **SUSANDI** Selain dari pihak SUHAKAM lah.
20
21 **SK** SUHAKAM sahajalah?
22
23 **SUSANDI** Ya.
24
25 **SK** Ok. En Susandi ada apa-apa maklumat lain yang boleh membantu
26 siasatan awam ini tentang kehilangan mereka berdua?
27
28 **SUSANDI** Rasanya saya tak ada apa-apa, Encik. Yang saya rasa ada kaitan,
29 memang tak ada apa-apa. Saya cuma follow melalui Facebook dia
30 sahaja. Saya melihat dari situ sahaja.
31
32 **SK** Dan selepas kehilangan dia, Facebook dia masih aktif lagi?
33
34 **SUSANDI** Tak aktif dah.
35
36 **SK** Tak aktif.
37

1 **SUSANDI** Cuma, keterangan Facebook ini, isteri sayalah, isteri saya ada perasan,
2 dalam Facebook dia itu macam ada perubahan yang dia post public jadi
3 tukar pergi friend sahaja. Macam ada yang tahu, apa, yang boleh
4 masuk dalam Facebook dia itu. Ada gambar yang kami nampak ada,
5 dah tak ada. Macam itu.
6
7 **SK** So maksudnya profil setting telah diubah?
8
9 **SUSANDI** Ya. Ada gambar hilang, ada profil, macam dia ada ubah. Macam itu
10 yang isteri saya, waktu kami sama-sama berbincanglah, tengok
11 sebelum saya datang sini.
12
13 **SK** Ya.
14
15 **SUSANDI** Kami cuba buka, tengok –
16
17 **SK** Ini –
18
19 **SUSANDI** Mengingat kembali –
20
21 **SK** Ini, baru-baru ini ke atau sejeurus selepas kehilangan, yang tengok
22 Facebook yang Encik kata –
23
24 **SUSANDI** Ya.
25
26 **SK** Sama-sama tengokkan?
27
28 **SUSANDI** Ya.
29
30 **SK** Bila itu?
31
32 **SUSANDI** Rasanya waktu saya, waktu dekat Pulau Pinang lagi, dah nampak ada
33 perubahan, tahun 2019. Ya, ada perubahan. Baru-baru inipun, sebelum
34 saya datang, saya cuba ingat balik semua. Saya buka tengok. Isteri
35 cakap, eh, dulu ini public, sekarang dah jadi friend sahaja, dia cakap.
36 Macam ada orang ubah dalam Facebook dia.
37

1 SK Maksudnya masih boleh diakses ya?
2
3 SUSANDI Ya. Rasa saya mungkin ada orang tahu dah.
4
5 SK Ada orang –
6
7 SUSANDI Facebook, password dia apa.
8
9 SK Ok.
10
11 SUSANDI Ya.
12
13 SK Saya –
14
15 CHM Just hold on.
16
17 SK Ya.
18
19 CHM Witness mentioned the word, Hannah, ana? Have we called, is it,
20 whatever?
21
22 SK Ya, Cik Hannah, adakah maksud Cik Hannah ialah [REDACTED]
23
24 SUSANDI [REDACTED]
25
26 SK [REDACTED]
27
28 SUSANDI Saya tak tahu nama penuh, Encik. Tapi yang saya tahu dia Hannah
29 [REDACTED] Kami panggil dia [REDACTED]
30
31 SK Ya.
32
33 CHM We already called kan? Oh, I see. [REDACTED]
34
35 SK Yes.
36
37 CHM Yes, ok. You have a question, yes?

1
2 **PM2** Yes. Terima kasih En Susandi. En Susandi memang bekerja dengan
3 Jabatan –
4
5 **SUSANDI** Perhilitan,
6
7 **PM2** Jabatan Perhilitan, ya?
8
9 **SUSANDI** Ya.
10
11 **PM2** Pegawai kerajaanlah?
12
13 **SUSANDI** Ya, Tuan.
14
15 **PM2** Ya. Dan waktu berjumpa dengan Pastor Joshu dan Pastor Ruth –
16
17 **SUSANDI** Ya?
18
19 **PM2** Di Pulau Pinang –
20
21 **SUSANDI** Ya.
22
23 **PM2** Waktu itu, mereka pun tinggal di Pulau Pinang?
24
25 **SUSANDI** Yang saya tahu mereka tinggal di Seberang lah.
26
27 **PM2** Seberang Perai lah?
28
29 **SUSANDI** Ya, Seberang Perai.
30
31 **PM2** Tak pernah pergi rumah mereka, jumpa mereka?
32
33 **SUSANDI** Tak pernah.
34
35 **PM2** So jumpa berapa kali di gereja?
36
37 **SUSANDI** Dua kali.

1
2 **PM2** Dua kali?
3
4 **SUSANDI** Ya.
5
6 **PM2** Lepas itu, langsung melalui Facebook –
7
8 **SUSANDI** Ya, Facebook sahaja.
9
10 **PM2** Isteri dan lepas itu di Kuala Lumpur lah.
11
12 **SUSANDI** Betul.
13
14 **PM2** Waktu pastor datang ke Christ Church Penang –
15
16 **SUSANDI** Ya?
17
18 **PM2** Itu tujuan untuk apa itu?
19
20 **SUSANDI** Mereka cuma melawat sahaja.
21
22 **PM2** Melawat, maksud dia apa?
23
24 **SUSANDI** Ikut dalam acara keagamaan tersebut.
25
26 **PM2** Acara macam mana? Boleh tolong –
27
28 **SUSANDI** Macam kebaktian, seperti kebaktian Kristianlah.
29
30 **PM2** Macam hari Ahad lah –
31
32 **SUSANDI** Hari Ahad itulah.
33
34 **PM2** Untuk, yang dia, setiap hari Ahad itu, semua Kristian akan –
35
36 **SUSANDI** Betul.
37

1 **PM2** Dia ikutlah?
2
3 **SUSANDI** Dia ikut.
4
5 **PM2** Dia tak datang sebagai, apa itu, pastor utama ke, beri ceramah ke tak
6 ada waktu –
7
8 **SUSANDI** Macam tak ada, Encik.
9
10 [03:30PM]
11
12 **PM2** Oh, itu dia ikut sahaja ya?
13
14 **SUSANDI** Ya.
15
16 **PM2** Dua-dua kali itu yang kamu –
17
18 **SUSANDI** Pertama itu, dia ikut sahaja. Yang kedua itu, rasanya kawan mereka
19 dekat Perai jemput mereka datang bersama kami untuk sambut
20 Krismas lah.
21
22 **PM2** Ya.
23
24 **SUSANDI** Di gereja kami. Ya. Itu sahaja.
25
26 **PM2** Dan gereja Christ Church Penang dengan di Perai itu, sama gereja dia,
27 yang dia?
28
29 **SUSANDI** Tak sama.
30
31 **PM2** Gereja nama lain?
32
33 **SUSANDI** Yang saya ingat Gereja St. Mark's, tak silap.
34
35 **PM2** St. Mark's di –
36
37 **SUSANDI** Yang mereka ikut dekat Seberang itu.

1
2 **PM2** So Pastor Joshua –
3
4 **SUSANDI** Ya.
5
6 **PM2** Dan Pastor Ruth mengikut gereja St. Mark's –
7
8 **SUSANDI** St. Mark's.
9
10 **PM2** Di Seberang Perai lah?
11
12 **SUSANDI** Betul.
13
14 **PM2** Dan kamu gereja yang lain?
15
16 **SUSANDI** Ya.
17
18 **PM2** Ok. Nak tanya sikit?
19
20 **SUSANDI** Ya.
21
22 **PM2** Sebab En Susandi ini pegawai kerajaan, so mungkin tadi Dato' Seri dah
23 tanya yang pasal isu sensitif –
24
25 **SUSANDI** Ya.
26
27 **PM2** So memang dalam, kamu melihat dalam Facebook itu dari 2014 sampai
28 2016, ada banyak peluang untuk lihat dia punya Facebook, bukan?
29
30 **SUSANDI** Ya.
31
32 **PM2** So daripada bacaan atau fikiran sendiri En Susandi, yang perkara-
33 perkara sensitif yang isu-isu agama itu, memang banyakkann di
34 Facebook Encik, Pastor Joshua?
35
36 **SUSANDI** Ya.
37

1 **PM2** Dan Pastor Ruth juga atau Pastor Joshua sahaja?
2
3 **SUSANDI** Saya selalu ikut, selalu tengoklah Pastor Joshua sahaja.
4
5 **PM2** Pastor Joshua?
6
7 **SUSANDI** Pastor Ruth, dia macam tak berapa sangat.
8
9 **PM2** Tak berapa.
10
11 **SUSANDI** Ya. Dia tak ini.
12
13 **PM2** So waktu kamu ada peluang duduk di rumah mereka selama beberapa
14 minggu itu –
15
16 **SUSANDI** Ya?
17
18 **PM2** Tak pernahkah kamu terasa nak tanya, sebab ini isu sensitif, kamu juga
19 pegawai kerajaan, fahamlah, apa fikiran ramai orang di Malaysia, untuk
20 tanya Pastor Joshua ini, eh, kamu tak tahu ke ini macam ini ke, kamu
21 rasa ok ke, tak ada, tak terfikir nak tanya? Sebab kamu yang sendiri
22 cakap sensitif, dan banyak kali kamu guna perkataan itu –
23
24 **SUSANDI** Ya?
25
26 **PM2** Tak ada peluang ke tak nak tanya ke –
27
28 **SUSANDI** Saya tak berani nak tanya, Encik.
29
30 **PM2** Tak beranilah. Tak berani, maksud dia?
31
32 **SUSANDI** Saya takut dia marah ke.
33
34 **PM2** Oh, sebab dia menolong kamulah –
35
36 **SUSANDI** Ya.
37

1 **PM2** Tak nak yang...Ok, faham. Ok. Dan –
2
3 **CHM** Ok. Yes, carry on.
4
5 **PM2** Cuma yang tadi nak jelaskan sedikit tadi, En Simon tanya dalam
6 Facebook, kamu lihat apa. Tapi En Susandi beritahu ada isu kaitkan
7 ISIS dan isu Islam –
8
9 **SUSANDI** Ya.
10
11 **PM2** Dan lagi banyak, ramai orang dari Vietnam dan China, India yang lain
12 yang dalam Facebook dia. Itu yang –
13
14 **SUSANDI** Rakan-rakan dia.
15
16 **PM2** Dan gambar itu keluar di Facebook ya?
17
18 **SUSANDI** Ya.
19
20 **PM2** Gambar-gambar lain yang macam itu? Gambar-gambar itupun tadi
21 setahu saya itu, Facebook siapa itu? Tadi yang En Simon tunjuk ke
22 Panel itu, Exhibit 5, itu Facebook siapa itu?
23
24 **SK** Joshua.
25
26 **PM2** Itu adalah Facebook Joshua juga. So saya nak tanya En Susandi, tak
27 pernah tengok gambar-gambar itu atau gambar sebegitu, selain
28 daripada ISIS, Vietnam, China, India, gambar-gambar macam itu tak
29 pernah nampak?
30
31 **SUSANDI** Separuh saya pernah nampak. Separuh saya tak pernah nampak.
32
33 **PM2** So pernah nampak gambar sebegitulah, bukan yang tadi itulah?
34
35 **SUSANDI** Ya.
36
37 **PM2** Maksud dia, ada gambar-gambar apa, pembatikan sebegitu –

1
2 **SUSANDI** Ya, saya –
3
4 **PM2** Sebab itukan gambar-gambar tadi –
5
6 **SUSANDI** Rasanya saya pernah nampak juga.
7
8 **PM2** Pernah nampaklah?
9
10 **SUSANDI** Ya.
11
12 **PM2** So maksud dia, En Susandi tadi, menjawab persoalan itu tidak
13 tepatlah? Sebab En Susandi cakap, nampak gambar ISIS dan gambar
14 orang Vietnam, China, India tapi gambar, pernah juga lihat gambar-
15 gambar pembatikan dalam Facebook?
16
17 **SUSANDI** Ada.
18
19 **PM2** Ada ya?
20
21 **SUSANDI** Ada.
22
23 **PM2** So mungkin itu pembetulanlah –
24
25 **SUSANDI** Ya.
26
27 **PM2** Daripada jawapan kamu tadi, Ya. Terima kasih.
28
29 **SUSANDI** Maaf, Encik, saya terlalu nervous.
30
31 **PM2** Tak apa.
32
33 **CHM** Kamu tahukan En Joshua itu orang Melayu –
34
35 **SUSANDI** Ya.
36
37 **CHM** Tapi beragama Kristian ya?

1

2 **SUSANDI** Ya.

3

4 **CHM** Kamu rasa macam mana? Biasa atau luar biasa?

5

6 **SUSANDI** Memang rasa luar biasalah.

7

8 **CHM** Luar biasa ya?

9

10 **SUSANDI** Ya.

11

12 **CHM** Ok. Yes, that's all. Yes.

13

14 **PK** En Susandi, nama saya Philip Koh. Saya peguam keluarga Ruth, Pn
15 Ruth, ya.

16

17 **SUSANDI** Ok, Tuan, ya.

18

19 **PK** Soalan saya mengenai pada haribulan –

20

21 **SUSANDI** Ya?

22

23 **PK** 30hb November –

24

25 **SUSANDI** Ya?

26

27 **PK** Itulah yang tarikh yang mustahak.

28

29 **SUSANDI** Ya?

30

31 **PK** Sebab Susandi telah beritahu penyiasatan ini, you ada dengar satu
32 insiden di dalam rumah itu.

33

34 **SUSANDI** Ya.

35

36 **PK** Ok, Marilah kita balik kepada masa itu. Pada masa itu, sila
37 mengulangkan En Susandi adalah di dalam mana?

1
2 **SUSANDI** Saya berada di dapur.
3
4 **PK** Di dapur?
5
6 **SUSANDI** Ya.
7
8 **PK** Buat apa, di dapur?
9
10 **SUSANDI** Saya tengah minum bersama dengan kakak ipar saya.
11
12 **PK** Kakak ipar?
13
14 **SUSANDI** Ya.
15
16 **PK** What is kakak ipar? Sister?
17
18 **PM2** Sister in law.
19
20 **PK** Sorry, not that... So you minum, minum apa? Teh tarik atau air?
21
22 **SUSANDI** Minum kopi.
23
24 **PK** Kopi?
25
26 **SUSANDI** Ya.
27
28 **PK** Dan you –
29
30 **SUSANDI** Bercerita dengan kakak ipar saya.
31
32 **PK** Yang rendah suara?
33
34 **SUSANDI** Ya.
35
36 **PK** Bila you dengar suara yang naik tinggi –
37

- 1 **SUSANDI** Ya?
2
3 **PK** Manakah suara itu, keluar dari mana di dalam rumah itu?
4
5 **SUSANDI** Bilik mereka.
6
7 **PK** Bilik?
8
9 **SUSANDI** Bilik tidur mereka.
10
11 **PK** Bilik tidur mereka?
12
13 **SUSANDI** Ya.
14
15 **PK** Ok. Berapa kaki dari dapur? Estimate sahaja.
16
17 **SUSANDI** Macam mana ya?
18
19 **PK** Sekarang kalau you lihat, kalau ini dapur –
20
21 **SUSANDI** Ya?
22
23 **PK** You sekarang sini –
24
25 **SUSANDI** Ya?
26
27 **PK** Mana bilik tidur?
28
29 **SUSANDI** Rasanya macam, saya agak sahaja, Encik, ya.
30
31 **PK** Ya.
32
33 **SUSANDI** Macam dari dinding sana –
34
35 **PK** Dinding situ ya?
36
37 **SUSANDI** Ke meja ini, rasanya.

1
2 **PK** Ok. Dapur di situ –
3
4 **SUSANDI** Ya.
5
6 **PK** Dinding di situ?
7
8 **SUSANDI** Ya.
9
10 **PK** Itulah suara, itulah bilik tidur –
11
12 **SUSANDI** Ya.
13
14 **PK** Joshua?
15
16 **SUSANDI** Ya.
17
18 **CHM** We never had a sketch plan of the house?
19
20 **PK** No, we don't have. We don't. Adakah you dengar suara itu, adakah bilik
21 ditutupkan atau buka?
22
23 **SUSANDI** Ditutup.
24
25 **PK** Ditutup?
26
27 **SUSANDI** Ya.
28
29 **PK** Oh?
30
31 **SUSANDI** Itulah dia herdik, tinggi saya dengar.
32
33 **PK** Oh, bilik ditutup –
34
35 **SUSANDI** Ya.
36
37 **PK** Tertutup, walaupun tertutup, you dengar suara yang –

1
2 **SUSANDI** Ya.
3
4 **PK** Itulah insiden yang pertama you dengar yang suara yang naik?
5
6 **SUSANDI** Ya.
7
8 **PK** Adakah Pn Ruth di dalam bilik itu ke?
9
10 **SUSANDI** Ya, bersama dia.
11
12 **PK** Ok, En Susandi, adakah pernah you dengar suami isteri, Joshua dan
13 Puan bertingkah?
14
15 **SUSANDI** Tak pernah.
16
17 **PK** Yes?
18
19 **SUSANDI** Tak pernah.
20
21 **PK** Mereka berhubung baik?
22
23 **SUSANDI** Baik, ya.
24
25 **PK** Dia cukup, dia kata –
26
27 **SUSANDI** Cakap dengan –
28
29 **PK** Satu sama lain dengan halus?
30
31 **SUSANDI** Betul.
32
33 **PK** So dengan itu, you hairan sedikit?
34
35 **SUSANDI** Ya.
36
37 **PK** Ya?

1
2 **SUSANDI** Ya.
3
4 **PK** Tetapi you kata –
5
6 **SUSANDI** Ya?
7
8 **PK** Dulu, mungkin dia bertengkar dengan Pn Ruth. You ada kata, I dengar.
9
10 **SUSANDI** Tak ada.
11
12 **PK** Tak ada, tak ada ya?
13
14 **SUSANDI** Saya tak ada kata.
15
16 **PK** Ok. So you pun hairan mengapa itu. So you ada berdiri dan keluar
17 mengkaji?
18
19 **SUSANDI** Tak ada.
20
21 **PK** Tak?
22
23 **SUSANDI** Ya.
24
25 **PK** Ok. Cuba apa suara itu yang naik, you ingat bukan dengan Pn Ruth,
26 ya?
27
28 **SUSANDI** Ya.
29
30 **PK** So mengapa suara itu naik? Dia akan, bercakap dengan siapa? Adakah
31 bercakap dengan telefon atau dia bertingkah, dia suara naik sahaja?
32 Oh, adui...
33
34 **SUSANDI** Itu saya tak pastilah, Encik. Tapi suara itu macam, macam mengherdik.
35 Saya cuma andaikan dia mungkin bercakap dengan telefon sebab saya
36 tak pernah dengar mereka bergaduh.
37

1 **PK** So you mengandaikan sahaja?
2
3 **SUSANDI** Ya.
4
5 **PK** You andaikan ya?
6
7 **SUSANDI** Ya.
8
9 **PK** Dia ada bercakap –
10
11 **SUSANDI** Betul.
12
13 **PK** Berapa lama suara itu naik tinggi?
14
15 **SUSANDI** Sekali itu sahaja.
16
17 **PK** Sekali sahaja?
18
19 **SUSANDI** Ya.
20
21 **PK** Ok. Adakah perkataannya tetapi tak boleh dengar atau dia jerit sahaja?
22
23 **SUSANDI** Macam menjerit sahaja, macam itu.
24
25 **PK** Menjerit?
26
27 **SUSANDI** Ya.
28
29 **PK** Cuba, cuba –
30
31 **SUSANDI** Macam –
32
33 **PK** Ikut suara?
34
35 **SUSANDI** Macam eh, macam itulah, macam lebih kuranglah macam itu.
36
37 **PK** Ok.

1
2 **SUSANDI** Ya.
3
4 **PK** Dengan marah atau menyinggung hati Joshua, di hati singgung atau
5 dia marah, hoi?
6
7 **SUSANDI** Tak pasti pula itu.
8
9 **PK** Tak pasti ya?
10
11 **SUSANDI** Ya.
12
13 **PK** You hairan sedikit?
14
15 **SUSANDI** Ya, macam, macam itulah.
16
17 **PK** You tak pergi mengkaji, mengetuk atau apa-apa hal, tak?
18
19 **SUSANDI** Tak. Saya cuma bertanya dengan kakak ipar, eh kenapa mereka itu.
20 Saya cakap macam itu. Kami sangka mereka gaduhkan. Saya tanya
21 dengan kakak ipar, apa hal mereka itu. Kakak ipar sayapun, entah, dia
22 cakap macam itu. Lepas itu kami sambung minum.
23
24 **PK** Diapun dengar jerit itulah?
25
26 **SUSANDI** Ya.
27
28 **PK** Ok. Satu jam selepas itu –
29
30 **SUSANDI** Ya?
31
32 **CHM** Just a moment.
33
34 **PK** Sure.
35
36 **CHM** Waktu ini, agak-agak, kira pukul berapa?
37

1 **SUSANDI** Dalam 8 lebih waktu kejadian itu. 8, 8 lebih.
2
3 **CHM** 8 lebih?
4
5 **SUSANDI** Lebih kuranglah.
6
7 **PK** 08:00PM ya?
8
9 **CHM** 08:00PM ya.
10
11 **SUSANDI** 08:00PM, ya, 08:00PM.
12
13 **PK** Pada 08:00PM ya?
14
15 **SUSANDI** Ya.
16
17 **CHM** Kamu dengan kakak ipar berada di dapur ya?
18
19 **SUSANDI** Dapur, ya.
20
21 **CHM** Dengar suara –
22
23 **SUSANDI** Ya, saya dengar macam suara -
24
25 **CHM** Joshua –
26
27 **SUSANDI** Ya.
28
29 **CHM** Dalam nada yang tinggi?
30
31 **SUSANDI** Tinggi, ya.
32
33 **CHM** Ok, ya.
34
35 **PK** Ok. Ya. So kemudian you, mana you balik ke bilik ofis itu sebab dia,
36 you duduk di situ?
37

1 **SUSANDI** Saya tidur di situ, ya.
2
3 **PK** Tidur di situ?
4
5 **SUSANDI** Ya.
6
7 **PK** Pukul apa?
8
9 **SUSANDI** Saya masuk selepas minum itu dalam pukul, dekat-dekat dengan pukul
10 09:00PM –
11
12 **PK** Ok.
13
14 **SUSANDI** 09:00PM, saya masuk ke ofis dia itu. Dia ada sediakan saya, satu sofa
15 bed di situ. Saya tidur dekat situ.
16
17 **PK** So, dan pukul apa dia mengetuk?
18
19 **SUSANDI** Pukul 09:30PM.
20
21 **PK** Walaupun bilik itu pejabat dia, dia tak masuk, dia mengetuk?
22
23 **SUSANDI** Ya.
24
25 **PK** Dia bersopanlah –
26
27 **SUSANDI** Ya, dia ketuk dengan sopan.
28
29 **PK** Dia mengetuk, dia lahu you, Susandi di dalam ya?
30
31 **SUSANDI** Ya.
32
33 **PK** Adakah dia beritahu, Susandi, saya nak masuk ambil sesuatu, dia kata?
34
35 **SUSANDI** Tak ada.
36
37 **PK** Adakah dia begitu? Tak?

1
2 **SUSANDI** Tak ada.
3
4 **PK** So –
5
6 **SUSANDI** Dia cuma masuk, lepas itu, saya nampak dia dengan pakaian kemas –
7
8 **PK** Kemas?
9
10 **SUSANDI** Ya.
11
12 **PK** Kemas.
13
14 **SUSANDI** Kemas. Saya tanya dia, pastor nak ke mana, saya cakap. Dia balas
15 dengan saya, dia cakap, ada orang panggil dengan, ada orang panggil
16 saya, dia cakap. Orang dah panggil, saya pergi sahajalah. Dia cakap
17 macam itu dengan saya.
18
19 **PK** Adakah dengan ansuran, I mean, hafaz, you kata itu orang panggil –
20
21 **SUSANDI** Ya.
22
23 **PK** Ada berkaitan dengan jeritan itu? You ada di dalam ingatan?
24
25 **SUSANDI** Sayapun tak pasti, Encik.
26
27 **PK** Tak pasti ya?
28
29 **SUSANDI** Ya.
30
31 **PK** No connection between that person calling him? No?
32
33 **SUSANDI** Saya tak pasti.
34
35 **PK** You tak?
36
37 **SUSANDI** Ya.

1
2 **PK** Apakah yang Joshua ambil –
3
4 **CHM** Just a moment.
5
6 **PK** Please.
7
8 **CHM** Dia masuk itu –
9
10 **SUSANDI** Ya.
11
12 **CHM** Ketuk masuk –
13
14 **SUSANDI** Ya.
15
16 **CHM** Dalam ofis itu, di mana kamu tengah tidur –
17
18 **SUSANDI** Saya tak tidur, Encik.
19
20 **CHM** Yalah.
21
22 **SUSANDI** Saya masih baring-bering lagi dekat situ.
23
24 **CHM** Engkau tengah baringkan?
25
26 **SUSANDI** Ya.
27
28 **CHM** Apa tujuan ya? Ambil sesuatu ke atau?
29
30 **SUSANDI** Ya, dia hanya ambil –
31
32 **CHM** Tujuannya?
33
34 **SUSANDI** Dia ambil sesuatu. Ya, dekat rak buku dia itu macam dia ambil satu
35 buku.
36
37 **CHM** Buku?

1
2 **SUSANDI** Ya, satu buku.
3
4 **PK** Dari mana? Almari?
5
6 **SUSANDI** Rak almari, almari dia, dekat bilik dia.
7
8 **PK** You tahu buku itu apa?
9
10 **SUSANDI** Tak tahu, Encik.
11
12 **PK** Kitab atau apa?
13
14 **SUSANDI** Kurang pasti.
15
16 **PK** Kurang ya?
17
18 **SUSANDI** Ya.
19
20 **PK** Dia tak kata apa-apa? Dia kata –
21
22 **SUSANDI** Tak ada.
23
24 **PK** Saya nak ambil?
25
26 **SUSANDI** Dia cuma masuk, dia tak bagi tahupun dia nak ambil apa, dia cuma
27 capai buku itu. Lepas itu dia cakap, saya nak keluar kejap. Saya ada
28 bagi tahu, hati-hati sahaja.
29
30 **PK** Ada buku itu tebal, nipis, medium?
31
32 **SUSANDI** Rasanya dalam tebal 1 inchilah, macam itulah rasanya.
33
34 **PK** Ok.
35
36 **SUSANDI** Macam itu. Nampak.
37

1 **PK** So selepas ambil, dia ada kata apa-apa?
2
3 **SUSANDI** Tak ada. Dia cuma bagi tahu dia nak keluar. Saya bagi tahu dia, hati-
4 hatilah. Itu sahaja.
5
6 **PK** You kata –
7
8 **CHM** Ambil dari bookshelf ke? Bookshelf?
9
10 **PK** Dari almari.
11
12 **SUSANDI** Rak buku.
13
14 **CHM** Yes?
15
16 **SUSANDI** Almari buku.
17
18 **CHM** Rak bukulah?
19
20 **SUSANDI** Rak buku.
21
22 **CHM** Bookshelf, ok, ya.
23
24 **PK** Rak buku ya?
25
26 **SUSANDI** Ya.
27
28 **PK** Ok. Dan you, you beritahu dia, berhati-hati?
29
30 **SUSANDI** Ya.
31
32 **PK** Mengapa you beritahu berhati-hati?
33
34 **SUSANDI** Sebab dah malamkan, tengah malam dia keluar. Sayapun, saya biasa
35 cakap macam itu –
36
37 **PK** Oklah, berhati –

1
2 **SUSANDI** Dengan isteri saya, dengan ibubapa saya.
3
4 **PK** Like, berhati-hati, like be safe?
5
6 **SUSANDI** Ya, be safe, ya.
7
8 **PK** Ya. So dia kata ok, terima kasih, ya?
9
10 **SUSANDI** Ya.
11
12 **PK** Dan dia keluar?
13
14 **SUSANDI** Dan dia keluar.
15
16 **PK** Dan –
17
18 **SUSANDI** Dan saya, masa itu saya dengar lagi dia –
19
20 **PK** Enjin –
21
22 **SUSANDI** Bercerita dengan isteri dia di luar.
23
24 **PK** Siapa drive car itu, you tahu?
25
26 **SUSANDI** Saya tak jenguk dekat luar.
27
28 **PK** Tapi –
29
30 **SUSANDI** Saya cuma dengar.
31
32 **PK** So you ingat Pn Ruth sudah di dalam keretalah?
33
34 **SUSANDI** Ya, saya rasa, saya dengar macam itulah.
35
36 **PK** Rasalah ya?
37

1 SUSANDI Ya.
2
3 PK Mereka keluar?
4
5 SUSANDI Ya.
6
7 PK Pagar dah tutup? Itu gate dah tutup?
8
9 SUSANDI Itu saya tak ingat, Encik.
10
11 PK Oh?
12
13 SUSANDI Saya tak ingat.
14
15 PK So pada pukul apa yang tepat, mereka keluar?
16
17 SUSANDI Seingat saya itulah, dalam pukul 09:30PM.
18
19 PK Ok.
20
21 SUSANDI Sebab saya masa itu, saya tengah *berWhatsApp* dengan keluarga
22 saya. Saya nampak.
23
24 PK Ok, sekarang –
25
26 SUSANDI Ya?
27
28 PK Kita pergi ke masa you sudah tahu ada orang memberi laporan polis –
29
30 SUSANDI Ya.
31
32 PK Dan Joshua dan Ruth sudah hilang,
33
34 SUSANDI Ya?
35
36 PK Hilang, ya?
37

1 **SUSANDI** Ya.
2
3 **PK** You tahu? Adakah you ingat, oh, mungkin itu pada hari bulan itu, dia
4 keluar tak balik? Adakah connection?
5
6 **SUSANDI** Saya teringat macam itulah. Hari yang dia keluar itu sebab saya selalu,
7 isteri saya selalu message dengan –
8
9 **PK** Pn Ruth –
10
11 **SUSANDI** Adik Grace ini. Merekapun bagi tahu, mereka belum balik lagi.
12
13 **PK** Grace ya?
14
15 **SUSANDI** Grace.
16
17 **PK** Oh, you texted Grace ya?
18
19 **SUSANDI** Ya, isteri saya, bukan saya.
20
21 **PK** Rossy berhubung dengan Grace?
22
23 **SUSANDI** Ya –
24
25 **PK** What –
26
27 **SUSANDI** Bertanya tentang mereka.
28
29 **PK** Oh, sentiasa Grace kata tak?
30
31 **SUSANDI** Tak ada, ya. Sebab mereka yang terus tinggal di situ.
32
33 **PK** Ok. Walaupun you mungkin tahu –
34
35 **SUSANDI** Ya?
36

1 **PK** Pada hari bulan, 30hb, Joshua dan Ruth keluar dari rumah, itulah pada
2 masa saat mereka di, tak balik?

3

4 **SUSANDI** Ya?

5

6 **PK** Walaupun begitu, mengapa you tak melaporkan ke polis, dengar dia
7 sudah ada buat laporan polis?

8

9 **SUSANDI** Tak. Sayapun dalam kasi, dalam keadaan takut sebenarnya.

10

11 **PK** Takut?

12

13 **SUSANDI** Ya. Saya takut mungkin, mungkin, minta maaf cakap, mungkin Jabatan
14 Agama ke tangkap mereka ke, apakan, sebab dia sudah share benda-
15 benda yang sensitif dalam Facebook dia.

16

17 [03:45PM]

18

19 **PK** Facebook?

20

21 **SUSANDI** Ya.

22

23 **PK** So dengan itu –

24

25 **SUSANDI** Saya takut itulah.

26

27 **PK** You jarang nak pergi ke polis lah?

28

29 **SUSANDI** Ya.

30

31 **PK** Ok. Itulah sahaja, Tuan Pengerusi. Terima kasih Susandi.

32

33 **SUSANDI** Ya.

34

35 **ADY** Tidak apa, tidak ada apa, Yang Arif. Thank you.

36

37 **CHM** The Bar?

1
2 **AK** Thank you, Honourable Commissioners. Just a few questions, not too
3 long. En Susandi, nama saya Andrew Khoo. Saya di sini bagi pihak
4 Badan Peguam Malaysia, sebagai pemerhati sahaja. Ingin mendapat
5 sedikit penjelasan dengan keterangan yang telah diberikan oleh En
6 Susandi. En Susandi, bila di Pulau Pinang, pergi ke gereja Christ
7 Church?
8
9 **SUSANDI** Ya, betul.
10
11 **AK** Gereja Christ Church itu dalam pengetahuan saya adalah gereja
12 mazhab Anglikan?
13
14 **SUSANDI** Betul.
15
16 **AK** Adakah En Susandi dari mazhab Anglikan?
17
18 **SUSANDI** Betul.
19
20 **AK** Dan St. Mark's di Butterworth juga gereja mazhab Anglikan?
21
22 **SUSANDI** Betul, ya.
23
24 **AK** Adakah kamu tahu jika Pastor Joshua itu mengikut mazhab Anglikan?
25
26 **SUSANDI** Saya tak tahu.
27
28 **AK** Tak tahu?
29
30 **SUSANDI** Ya.
31
32 **AK** Tapi En Susandi mengatakan bahawa gereja Pastor Joshua itu di St.
33 Mark's?
34
35 **SUSANDI** Ya.
36
37 **AK** Itu kamu tahu ke, kamu andaikan bahawa?

1
2 **SUSANDI** Saya cuma dengar daripada rakan sana yang cerita.
3
4 **AK** Rakan –
5
6 **SUSANDI** Rakan dari St. Mark's.
7
8 **AK** Rakan di mana? Rakan di St. Mark's?
9
10 **SUSANDI** Ya. Sebab merekapun –
11
12 **AK** Mereka –
13
14 **SUSANDI** Selalu datang melawat ke gereja saya di Christ Church. Yang rakan-
15 rakan daripada St. Mark's, merekapun selalu datang melawat juga ke
16 Christ Church.
17
18 **AK** Ok. Jadi, tapi kalau En Susandi katakan mereka kerap melawat,
19 melawat ke Christ Church ke, melawat ke St. Mark's –
20
21 **SUSANDI** Ya?
22
23 **AK** Itu maksudnya bukan mereka menjadi ahli?
24
25 **SUSANDI** Bukan.
26
27 **AK** Bukan?
28
29 **SUSANDI** Bukan.
30
31 **AK** Jadi, sepanjang pengetahuan En Susandi mereka bukan ahli Christ
32 Church, bukan –
33
34 **SUSANDI** Bukan.
35
36 **AK** Ahli St. Mark's, Butterworth? Mereka datang melawat macam itu?
37

1 **SUSANDI** Ya.
2
3 **AK** Jadi kemungkinan mereka ada gereja mereka sendiri? Kamu tahu atau
4 tidak?
5
6 **SUSANDI** Saya tak tahu.
7
8 **AK** Bila dalam perbincangan, Facebook exchange dengan Pastor Joshua,
9 adakah bila-bila masa dia mengatakan dia ada kaitan dengan orang
10 kenamaan?
11
12 **SUSANDI** Tidak pernah.
13
14 **AK** Tidak, apa ini, bercakap tengah, siapa-siapa ada nama orang
15 kenamaan yang mungkin ada kaitan dengan dia atau satu daripada
16 mana-mana pihak yang dia sudah membaptiskan?
17
18 **SUSANDI** Setakat yang saya tahu, Encik, memang saya tak pernah nampaklah,
19 untuk dengan saya ataupun mahu isteri saya, memang kami tak pernah
20 nampak yang mengaitkannya dengan orang kenamaan.
21
22 **AK** Tidak ada dengar apa-apa khabar?
23
24 **SUSANDI** Tidak pernah.
25
26 **AK** Ok. Itu sahaja.
27
28 **SUSANDI** Ok.
29
30 **CHM** Thank you. Yes? Simon?
31
32 **SK** That's all, Dato'. There's no further question.
33
34 **CHM** No further question. Ok. En Susandi –
35
36 **SUSANDI** Ya, Tuan.
37

1 **CHM** Terima kasih ya untuk membantu siasatan ini. Dah selesai ya.

2

3 **SUSANDI** Ok.

4

5 **CHM** Keterangan En Susandi –

6

7 **SUSANDI** Ok.

8

9 **CHM** Dan boleh beredar daripada situ.

10

11 **SUSANDI** Ya, terima kasih, Tuan. Terima kasih semua.

12

13 **SK** Dato', we will resume tomorrow.

14

15 **CHM** Ya.

16

17 **SK** At 10.00AM.

18

19 **CHM** Resume tomorrow at 10:00AM. Inquiry is adjourned.

20

21 **END**

22

23 **TIME** : **03:50PM**

**SUHAKAM PUBLIC INQUIRY OF
PASTOR JOSHUA HILMY
RUTH SITEPU**

DATE : 02.09.2020

TIME : 10:21AM

NOTES OF INQUIRY

Coram

Chairman Panel Member 1 Panel Member 2	Dato' Seri Hishamuddin Yunus Dr Madeline Berma Jerald Joseph	CHM PM1 PM2
PDRM Observer	SAC Ahmad Dzaffir Bin Mohd Yousof ASP Muhammad Sabri bin Mohd Raziff	ADY MSR
Family Observer	Philip Koh Cyrus Tui Foo Woei	PK TFW
Bar Council Observer	Andrew Khoo	AK
SUHAKAM Panel	Simon a/l Karunagaram Muhammad Faiz Bin Abd Rahman Puveethra Raja Segaran Aida Suraya Haron	SK MFR PRS ASH
Indonesian Embassy	Tuan Junjungan Sigalingging Tuan Henry Dian Dwiharto	SJ HDD

Witness

1	Peter Pormannan a/l Annamalal	PETER
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2	Grace Thangamalar a/p Peter Pormannan	GRACE
3	Josiahnandan Emmanuel a/l Peter	JOSIAH
4	Ramanathan a/l Manickavasagan	RAMA
5	Selvakumar Peace John Harris	SELVA
6	Ram Ram Elisabeth	RAM
7	Iman Setiawan Sitepu	IMAN
8	[REDACTED]	[REDACTED]
9	[REDACTED]	[REDACTED]
10	Susandi Bin Basari	SUSANDI
11	ASP Shafiee Bin Marsidi	SHAFIEE
12	Insp Nurul Huda Bin Bustami	NURUL

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11
12
13

1 **START**

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37

CHM Good morning, everyone. We'll continue from where we left yesterday.

SK Good morning, Dato'. Good morning, Dato', panel members. Today we are calling witness No.11, ASP Shafiee Marsidi from PDRM.

PRS Selamat pagi, saya Puveethra, pegawai dari SUHAKAM, hari ini kita akan memulakan daripada saksi No.11. Tuan, selamat pagi, Tuan. Ok, saya akan bertanya beberapa soalan berkaitan siasatan kehilangan dua individu, iaitu Joshua Hilmy dan Ruth Sitepu. Sebelum memulakan Tuan, saya memohon Tuan untuk berdiri dan membaca ikrar dengan mengangkat tangan kanan. Terima kasih.

Witness No.11

Nama: ASP Shafiee bin Marsidi
Affirmed and stated in Bahasa Melayu
Time : 10:24AM

PRS Terima kasih, Tuan. Tuan, sila jawab menghadap barisan panel, ya. Tuan, boleh Tuan beritahu kepada panel, nama dan, nama penuh dan nombor anggota Tuan.

SHAFIEE Saya ASP G17036, Shafiee bin Marsidi.

CHM Sebentar, sebentar, ya. Is it, mic is it working?

SHAFIEE Test, test. Ok, ok.

CHM Ok good, good, right.

SHAFIEE Ok sorry. Do I have to repeat? No?

PRS Saya mengulangi soalan, ok, boleh, Tuan boleh mengulangi jawapan Tuan?

SHAFIEE Saya ASP G17036, Shafiee bin Marsidi.

1
2 **PRS** Berapakah umur Tuan ketika ini?
3
4 **SHAFIEE** Sekarang saya berumur 35 tahun.
5
6 **PRS** Boleh Tuan beritahu alamat tempat tinggal Tuan?
7
8 **SHAFIEE** Saya tinggal di Shah Alam, Selangor.
9
10 **PRS** Alamat penuh, Tuan?
11
12 **SHAFIEE** Alamat penuh.
13
14 **CHM** I think police officer don't have to.
15
16 **SHAFIEE** Yes,
17
18 **CHM** Just where is he attached to at the moment. Which, which office, which
19 branch of the PDRM they are attached to at the moment.
20
21 **PRS** Sila nyatakan jawatan dan tempat bertugas terkini, Tuan.
22
23 **SHAFIEE** Saya sekarang bertugas sebagai pengarah, Bahagian
24 Penguatkuasaan, Jabatan Pendaftaran Pertubuhan Malaysia, di bawah
25 Kementerian Dalam Negeri.
26
27 **PRS** Sila nyatakan tarikh dan tahun kenaikan pangkat atau pertukaran
28 tempat bertugas.
29
30 **SHAFIEE** Tarikh kenaikan pangkat pada 01.04.2017.
31
32 **CHM** Why do you ask for tarikh kenaikan for? What was the relevance?
33
34 **PRS** It's focusing on the pertukaran, when he has been tukar ke KDN, from
35 PDRM to KDN.
36

1 **CHM** But it shouldn't be linked to any kenaikan pangkat, you know. Yes, when
2 were you posted to present post ke, something like that, kan? It
3 shouldn't be linked to any kenaikan pangkat. Whether naik pangkat ke
4 lateral ke, not relevant, kan?
5
6 **PRS** Maybe just... there is other questions.
7
8 **CHM** Ok, yes.
9
10 **PRS** Tuan, sila nyatakan jawatan dan tempat bertugas sebelum ini?
11
12 **SHAFIEE** Sebelum itu, saya bertugas di Maktab Cheras Kuala Lumpur. Dan
13 sebelum saya ditukarkan ke Maktab Cheras Kuala Lumpur, saya
14 bertugas sebagai Ketua Polis Balai Sungai Way, Petaling Jaya.
15
16 **PRS** Ok. Sila nyatakan peranan dan skop tugas sebagai Ketua Balai Polis
17 Sungai Way.
18
19 **SHAFIEE** Sebagai Ketua Polis Balai Sungai Way, saya terlibat dalam siasatan
20 orang hilang, kebakaran ataupun mati mengejut, pencegahan jenayah,
21 aktiviti community policing, dan pentadbiran-pentadbiran balai yang
22 lain, seperti sekatan jalan raya, operasi bersepadu, dan lain-lain tugas
23 yang di kawasan pentadbiran Balai Polis Sungai Way.
24
25 **PRS** Baik, Tuan. Adakah Tuan tahu mengenai kes kehilangan yang
26 melibatkan Joshua Hilmy dan –
27
28 **CHM** Sebentar, sebentar, ya. Bila Tuan dimulakan, ditempatkan sebagai OC
29 Balai? OC balai ke?
30
31 **SHAFIEE** OCS, Tuan Pengerusi.
32
33 **CHM** OCS Sungai Way bila? Mula bertugas sebagai OCS Sungai Way?
34 Tarikh?
35
36 **SHAFIEE** Saya tak ingat exact tarikh, Tuan Pengerusi, cuma pada tahun 2017,
37 saya memang di situ.

1
2 **CHM** 2017?
3
4 **SHAFIEE** Yes.
5
6 **CHM** Agak-agak bulan?
7
8 **SHAFIEE** Dalam bulan Januari.
9
10 **CHM** Bulan Januari, ya?
11
12 **SHAFIEE** Yes.
13
14 **CHM** Ok. Sebelum itu di mana?
15
16 **SHAFIEE** Sebelum itu di –
17
18 **CHM** Di tempatkan di PDRM?
19
20 **SHAFIEE** Di PDRM juga, di... Ketua Polis Balai Sri Damansara, dalam district
21 yang sama, balai yang berbeza.
22
23 **CHM** Ok. Yes.
24
25 **PRS** Ok. Adakah Tuan tahu mengenai kes kehilangan yang melibatkan
26 Joshua Hilmy dan Ruth Sitepu?
27
28 **SHAFIEE** Tahu.
29
30 **PRS** Bagaimana Tuan tahu mengenai kes kehilangan ini?
31
32 **SHAFIEE** Pada ketika repot polis dibuat, saya bertugas sebagai Ketua Polis balai
33 di mana repot polis dibuatlah.
34
35 **PRS** Bilakah aduan ini, yang repot polis tersebut dibuat?
36
37 **SHAFIEE** 06.03.2017.

1
2 **PRS** Siapa yang membuat aduan mengenai kes tersebut?
3
4 **SHAFIEE** Seorang lelaki bernama Peter Pormannan.
5
6 [10:30AM]
7
8 **PRS** Panel member, I would like to request to refer to Exhibit 1 of the exhibit
9 that we tendered, it is on report polis which made by Mr Peter
10 Pormannan. Tuan, adakah report aduan ini yang dibuat oleh, adakah
11 report, aduan ini yang dibuat?
12
13 **SHAFIEE** Yes, benar, Encik, benar, Tuan Pengerusi.
14
15 **CHM** Nampak, boleh baca, ya?
16
17 **SHAFIEE** Boleh, Tuan Pengerusi.
18
19 **CHM** Ok. What's the date of the report?
20
21 **SHAFIEE** 06.03.2017.
22
23 **CHM** 6 Mac, ya? Alright, yes.
24
25 **PRS** Adakah Tuan merupakan pegawai penyiasat bagi kes kehilangan
26 Joshua Hilmy dan Ruth Sitepu?
27
28 **SHAFIEE** Bukan, Tuan Pengerusi.
29
30 **PRS** Jadi siapakah yang –
31
32 **CHM** Sebentar, sebentar, ya. Alright, yes.
33
34 **PRS** Jadi siapakah pegawai penyiasat tersebut?
35
36 **SHAFIEE** Sarjan Ahmad Sibee bin Nordin yang pada ketika itu Sarjan aktiviti balai
37 polis saya.

- 1
- 2 **PRS** Adakah Tuan memberi arahan untuk menjalankan siasatan kepada
3 pegawai penyiasat kes ini?
4
- 5 **SHAFIEE** Ya.
6
- 7 **CHM** Sebentar, sebentar. Siapa yang melantik Sarjan Ahmad Sibeer untuk
8 menjadi pegawai penyiasat dalam laporan? Siapa yang melantik dia?
9
- 10 **SHAFIEE** Saya, saya.
11
- 12 **CHM** Ok alright.
13
- 14 **PRS** Adakah Tuan memberi arahan untuk menjalankan siasatan ke atas kes
15 kehilangan ini?
16
- 17 **SHAFIEE** Ya.
18
- 19 **PRS** Apakah arahan, boleh memperincikan?
20
- 21 **SHAFIEE** Antara arahan yang saya berikan kepada Sarjan Sibeer, yang pertama,
22 sila hubungi pengadu untuk tindakan awal bagi merakam percakapan
23 supaya dapat butiran-butiran mengenai yang lebih lanjut berkaitan
24 dengan report polis yang dibuat oleh pengadu. Cuba mengesan orang
25 hilang yang dilaporkan bersama isteri melalui alamat yang diberikan
26 oleh pengadu. Cuba membuat semakan gerakan keluar masuk dengan
27 Jabatan Imigresen Malaysia. Saya juga turut mengarahkan pegawai
28 penyiasat untuk membuat semakan alamat terkini orang hilang,
29 ataupun isteri orang hilang dengan Jabatan Pendaftaran Negara, jika
30 ada. Dan saya juga minta pengadu cuba kesan sahabat-sahabat dan
31 ahli keluarga orang hilang untuk mendapatkan maklumat lanjut. Itu
32 sahaja, Tuan Pengerusi.
33
- 34 **PRS** Baik, Tuan. Adakah Tuan menjalankan apa-apa rakaman percakapan
35 bersama pengadu?
36
- 37 **SHAFIEE** Tidak.

1
2 **PRS** Tidak. Adakah Tuan mengarahkan pegawai penyiasat untuk
3 mendapatkan keterangan daripada saksi-saksi lain seperti ahli
4 keluarga yang jiran?
5
6 **SHAFIEE** Ada.
7
8 **PRS** Ada. So apa maklumat yang di hasil daripada rakaman percakapan
9 tersebut?
10
11 **SHAFIEE** Saya tak pasti.
12
13 **PRS** Tak pasti. Kenapa tidak pasti, ya?
14
15 **SHAFIEE** Sebab di dalam kawalan pegawai penyiasat dan IP itu berada di tangan
16 pegawai penyiasat dan bukan pada di tangan saya setiap masa.
17
18 **CHM** Kurang jelas.
19
20 **SHAFIEE** Tuan Pengerusi.
21
22 **CHM** Ulangi, ya, ulangi.
23
24 **SHAFIEE** Tuan Pengerusi, saya arahkan pegawai penyiasat untuk rakam
25 percakapan pengadu dan sahabat ataupun ahli keluarga pengadu dan
26 orang hilang. Cuma saya tak pasti apa terkandung dalam rakaman
27 percakapan itu. Sebab rakaman dan percakapan itu diambil oleh
28 pegawai penyiasat tadi bukan saya.
29
30 **CHM** Encik?
31
32 **SHAFIEE** Ahmad Sibee bin Nordin.
33
34 **CHM** Ya. En Shafiee adalah ketua kepada –
35
36 **SHAFIEE** Di balai.
37

1 **CHM** Ya, ya. Jadi Sarjan itu? Sarjan Ahmad Sibee di bawah pengawasan
2 Tuan lah, kan?
3
4 **SHAFIEE** Betul. Tuan Pengerusi.
5
6 **CHM** Dalam SOP polis, Tuan akan monitor dia punya progress penyiasatan
7 dia, kan?
8
9 **SHAFIEE** Betul, Tuan Pengerusi.
10
11 **CHM** Betul, ya. Jadi dalam kes ini, saya percaya En Shafiee ada mengawasi
12 progress-progress penyiasatan yang dilakukan oleh Sarjan ini?
13
14 **SHAFIEE** Ada, Tuan Pengerusi.
15
16 **CHM** Ada, ya?
17
18 **SHAFIEE** Cuma ada pegawai lain yang turut menyelia kertas siasatan inilah,
19 selain daripada saya.
20
21 **CHM** Oh, siapa dia?
22
23 **SHAFIEE** Pada masa itu, ketua bahagian pengurusan daerah.
24
25 **CHM** Ketua?
26
27 **SHAFIEE** Ketua bahagian pengurusan daerah, Petaling Jaya.
28
29 **CHM** Ketika itu?
30
31 **SHAFIEE** Yes. Dan juga seorang lagi, ASP, ASP Pentadbiran, bahagian
32 pengurusan IPD PJ lah sebab... saya elaborate lah, Tuan Pengerusi,
33 ya.
34
35 **CHM** Ya.
36

1 **SHAFIEE** IPKP untuk orang hilang dan kebakaran dan mati mengejut, di bawah
2 kawalan dan seliaan, selain daripada saya, di bawah seliaan ketua
3 bahagian pengurusan daerah dan ASP pentadbiran di buat mesyuarat
4 secara berkala.
5
6 **CHM** Jadi... ok. Kepada siapakah Sarjan ini, Sarjan Ahmad Sibee akan
7 report dia punya progress penyiasatan dia, siapa, kepada siapa?
8
9 **SHAFIEE** Kepada saya.
10
11 **CHM** Ya.
12
13 **SHAFIEE** Dan juga kepada mereka-mereka yang saya sebutkan tadi.
14
15 **CHM** Kepada En Shafiee.
16
17 **SHAFIEE** Ya.
18
19 **CHM** Dan juga kepada?
20
21 **SHAFIEE** Ketua bahagian pengurusan daerah tadi dan ASP –
22
23 **CHM** Ketua pengurusan?
24
25 **SHAFIEE** Bahagian daerah.
26
27 **CHM** Bahagian daerah?
28
29 **SHAFIEE** Petaling Jaya.
30
31 **CHM** Petaling... yang, siapa dia waktu itu?
32
33 **SHAFIEE** Pada ketika itu, kalau saya tak silap, DSP Omar (10:37:36AM).
34
35 **CHM** DSP Omar.
36
37 **SHAFIEE** Dan ASP Affendi (10:37:40AM).

1
2 **CHM** ASP Affendi?
3
4 **SHAFIEE** Ya, yang pada ketika itu bertugas sebagai ASP pentadbiran, IPD
5 Petaling Jaya.
6
7 **CHM** Yang dua orang ini ditempatkan di IPD, PJ lah?
8
9 **SHAFIEE** Pada ketika itu.
10
11 **CHM** Dekat PJ New Town, kan? Yalah, kan?
12
13 **SHAFIEE** Ya, saya, betul.
14
15 **CHM** Ya?
16
17 **SHAFIEE** Ya.
18
19 **CHM** Ya, dan En Shafiee di Sungai Way?
20
21 **SHAFIEE** Betul.
22
23 **CHM** Ok, lain-lain pejabat lah?
24
25 **SHAFIEE** Yes.
26
27 **CHM** Ok ya.
28
29 **PRS** Tuan, untuk confirmation, Tuan bukan merupakan pegawai yang
30 terlibat untuk mendapatkan informasi tentang kes kehilangan ini secara
31 berterus-terang? Secara langsung?
32
33 **CHM** Direct.
34
35 **PRS** Direct. So maksudnya Tuan ada DSP ataupun pegawai di bawah Tuan
36 yang akan juga menyelia pegawai penyiasat?
37

1 **SHAFIEE** Ya. Yang tadi itu, pegawai atasan saya.
2
3 **PRS** Atasan.
4
5 **SHAFIEE** Masa itu saya Inspektor.
6
7 **PRS** Baik, Tuan. Adakah Tuan membuat lawatan ke rumah Joshua Hilmy
8 dan Ruth Sitepu?
9
10 **SHAFIEE** Tidak.
11
12 **PRS** Adakah Tuan memberi arahan kepada pegawai penyiasat untuk
13 membuat lawatan ke rumah Joshua Hilmy dan Ruth Sitepu?
14
15 **SHAFIEE** Ada.
16
17 **PRS** Adakah Tuan dimaklumkan hasil lawatan oleh pegawai penyiasat ke
18 rumah Joshua Hilmy dan Ruth Sitepu?
19
20 **SHAFIEE** Ada.
21
22 **PRS** Apakah arahan tersebut? Apakah hasil tersebut? Maaf.
23
24 **SHAFIEE** Saya dimaklumkan oleh pegawai penyiasat, rumah tersebut rumah
25 yang terbiar dan tiada penghuni.
26
27 **PRS** Adakah keadaan rumah tersebut telah dinyatakan?
28
29 **SHAFIEE** Tidak dinyatakan secara terang, terus teranglah, secara indirect sahaja
30 oleh pegawai penyiasat yang pergi ke tempat kejadian.
31
32 **PRS** Maksudnya 'terbiar', maksudnya –
33
34 **SHAFIEE** Tiada penghunilah.
35
36 **PRS** Tiada penghuni saja. Keadaan dalam bilik semua, mereka tidak –
37

1 **SHAFIEE** Tak, tak nyatakan.
2
3 **PRS** Tidak dinyatakan.
4
5 **SHAFIEE** Betul.
6
7 **PRS** Adakah Tuan memberi arahan untuk mendapatkan waran
8 pengeledahan untuk menggeledahkan rumah Joshua Hilmy dan Ruth
9 Sitepu?
10
11 **SHAFIEE** Tidak.
12
13 **PRS** Tidak diberi waran, untuk mendapatkan waran?
14
15 **CHM** Tidak dimohonlah.
16
17 **PRS** Tidak dimohon.
18
19 **CHM** Mohon, ya.
20
21 **PRS** Tidak dimohon. Boleh saya tahu sebab tidak dimohon, Tuan? Kerana
22 rumah dibiarkan dan ada mempunyai kes kehilangan, jadi kenapa suatu
23 waran pengeledahan tidak dimohon?
24
25 **SHAFIEE** Itu saya tak pasti.
26
27 **CHM** Semenjak laporan polis dibuat, pada pengetahuan En Shafiee –
28
29 **SHAFIEE** Ya, Tuan Pengerusi.
30
31 **CHM** Berapa statement telah diambil oleh Sarjan Ahmad Sibee ini? Berapa
32 statement, berapa orang saksi dia telah interview dan dapatkan
33 statement?
34
35 **SHAFIEE** Saya tak pasti, Tuan Pengerusi. Pada ketika itu, saya bertugas, yang
36 dirakam percakapan, seoranglah.
37

1 **CHM** Ya.
2
3 **SHAFIEE** Iaitu Peter Pormannan. Kemungkinan selepas saya bertukar daripada
4 situ, saya tak pasti.
5
6 **CHM** Encik –
7
8 **SHAFIEE** Ahmad Sıbee.
9
10 **CHM** En Shafıee ditempatkan, wait ya, laporan dibuat pada bila itu?
11
12 **SHAFIEE** 6 Mac.
13
14 **CHM** 6 Mac, ya.
15
16 **SHAFIEE** Yes.
17
18 **CHM** Berapa lama En Shafıee berkhidmat di balai itu sebelum ditukarkan?
19
20 **SHAFIEE** Lebih kurang dalam tempoh setahun.
21
22 **CHM** Itu kira lama juga lah, kan?
23
24 **SHAFIEE** Yes, betul.
25
26 **CHM** So adakah En Shafıee mengawasi secara rapi penyiasatan yang
27 dilakukan oleh Sarjan Sıbee?
28
29 **SHAFIEE** Yes, bersama dengan pegawai atasan saya tadilah.
30
31 **CHM** Setahu En Shafıee, berapa orang saksi yang dia interview dalam
32 setahun, dalam setahun yang En Shafıee berada, semenjak laporan itu
33 dibuat? Berapa orang –
34
35 **SHAFIEE** Dua.
36
37 **CHM** Saksi dia, ya?

1
2 **SHAFIEE** Dua.
3
4 **CHM** Dua orang?
5
6 **SHAFIEE** Ya.
7
8 **CHM** Siapa dia?
9
10 **SHAFIEE** Pengadu, Peter Pormannan dan salah seorang kalau adik kepada –
11
12 **CHM** Ya?
13
14 **SHAFIEE** Adik kepada orang hilang.
15
16 **CHM** Adik kepada orang hilang, ya? Bila statement diambil daripada
17 pengadu? Dia buat laporan, lepas itu ada statement, kan?
18
19 **SHAFIEE** Betul.
20
21 **CHM** Follow-up lah? Follow-up statement, kan? Bila statement itu diambil
22 daripada pengadu? Kita mula dengan pengadu dulu oleh Sarjan, ya.
23
24 **SHAFIEE** Saya cuba ingatkah, Pengerusi.
25
26 **CHM** Ya?
27
28 **SHAFIEE** 07.04.2017.
29
30 **CHM** 7 April. 7 April, ya? Ok. Pengadu, ya? Statement. 6 Mac, laporan.
31 Bukankah ini sebulan selepas, sebulan selepas –
32
33 **SHAFIEE** Repot dibuat.
34
35 **CHM** Bukankah ini dah lambat dah, kan? Kan dah lewat ini? Sebulan baru
36 nak ambil follow-up statement? Hari ini mengadu, sepatutnya

1 amalannya, dua, tiga hari kemudiannya baru ada buat follow-up
2 statement, kan? Mengapa lambat ini?
3

4 **SHAFIEE** Pihak saya dan pihak penyiasat mengalami kesukaran untuk
5 menghubungi pengadu. Saya sendiri pun kerap kali berhubung dengan
6 pengadu. Dan pegawai penyiasat saya lagi arahkan untuk hubungi
7 pengadu datang ke balai untuk memberi keterangan. Tetapi ketika
8 halangannya ialah pengadu sukar menjawab panggilan telefon
9 walaupun dihubungi beberapa kali dan yang menjawab telefon bukan
10 pengadu, adalah peguam beliau.
11

12 **CHM** Tapi pengadu ada tinggalkan alamat dan, alamat rumah, ok, nombor
13 telefon, call tak jawab.
14

15 **SHAFIEE** Ya.
16

17 **CHM** Ada alamat rumah, kan?
18

19 **SHAFIEE** Ada.
20

21 **CHM** Mengapa tak gunakan alamat rumah itu?
22

23 **SHAFIEE** Memang saya dah arahkan pegawai penyiasatlah, Tuan Pengerusi,
24 untuk cuba kesan dan cuba berhubung dengan pengadu.
25

26 **CHM** Adakah Sarjan mengeluarkan Notis 11, Seksyen 111, kepada saksi?
27

28 **SHAFIEE** 111, saya tak pasti, Tuan Pengerusi.
29

30 **CHM** Tak pasti. Ok itu pengadu, ya.
31

32 **SHAFIEE** Betul.
33

34 **CHM** Dan yang seorang lagi itu bila statement diambil?
35

36 **SHAFIEE** Saya tak pasti, Tuan Pengerusi.
37

1 **CHM** Tak pasti. Do we have the, do we have the date? The next statement
2 taken? The second statement taken –
3
4
5 [10:45AM]
6 **PM2** Police –
7
8 **CHM** In the investigation, do you have the date?
9
10 **PM2** Police report, right? Second police report.
11
12 **CHM** No, no, I think –
13
14 **PRS** No, we don't have.
15
16 **CHM** Siapa dia, siapa punya statement yang diambil kemudian? Is it the son
17 or the daughter, kan?
18
19 **PM1** Adik dia.
20
21 **PM2** Adik, adik.
22
23 **PM1** Adik Ruth.
24
25 **SHAFIEE** Saya tak pasti, Tuan Pengerusi.
26
27 **CHM** No, no, nanti sekejap, nanti sekejap, ya. The son or daughter was
28 called-up, kan? It wasn't? No, tak ada? The son or the daughter? Josiah
29 or Grace?
30
31 **SK** Dato', ASP ini just now mentioned adik kepada orang yang hilang. So
32 maksud Tn ASP tadi, siapa ya?
33
34 **SHAFIEE** Saya tak, saya tak pasti nama siapa tapi ahli keluarga.
35
36 **SK** Bukannya anak kepada pengadu, kan?
37

1 **SHAFIEE** Bukan.
2
3 **SK** Bukan. So he is referring to be siblings of –
4
5 **SHAFIEE** Missing person.
6
7 **SK** Joshua or Ruth?
8
9 **CHM** Ok.
10
11 **SK** Yes, either.
12
13 **CHM** Ok yes, yes, please carry on, yes.
14
15 **PRS** Tuan, tentang arahan yang pegawai penyiasat untuk membuat lawatan
16 ke rumah, adakah hanya pegawai penyiasat membuat lawatan atau
17 diikuti dengan orang lain?
18
19 **SHAFIEE** Diikuti dengan orang lain.
20
21 **PRS** Siapakah orang lain tersebut?
22
23 **SHAFIEE** Unit cawangan pencegahan jenayah Balai Sungai Way.
24
25 **CHM** Unit, when was the lawatan, you got a date?
26
27 **PRS** Tidak. Bilakah lawatan tersebut telah dilakukan?
28
29 **SHAFIEE** Saya tak pasti, tak pasti, Tuan Pengerusi.
30
31 **PRS** Siapakah nama yang daripada unit yang Tuan disebutkan tadi?
32
33 **SHAFIEE** Sarjan Sibe, salah seorang bersama dengan Koperal Jamil lah.
34
35 **PRS** Jadi Tuan, pengadu tidak mengikut untuk lawatan tersebut?
36
37 **SHAFIEE** Saya tak pasti.

1
2 **PRS** Adakah Tuan pernah bertanya tentang status kes kehilangan ini kepada
3 pegawai penyiasat?
4
5 **SHAFIEE** Pernah.
6
7 **PRS** Apakah status tersebut?
8
9 **SHAFIEE** Saya dimaklumkan oleh pegawai penyiasat kes masih dalam siasatan
10 dan orang hilang masih gagal dikesanlah. Dan amat sukar, dia
11 mengalami kesukaran untuk berhubung dengan pengadu untuk
12 mendapatkan maklumat-maklumat lanjut yang berkaitan dengan orang
13 hilang yang dilaporkan.
14
15 **PRS** Bila Tuan bertanya –
16
17 **CHM** Sebentar, sebentar. Kesukaran untuk menghubungi tak sepatutnya jadi
18 alasan, kan, En Shafiee sebab polis ada kuasa untuk mengeluarkan
19 Seksyen 111 punya statement, kan?
20
21 **SHAFIEE** Ya.
22
23 **CHM** Kamu datang kepada balai, ya, kita nak ambil statement, kan? So tak
24 sepatutnya menjadi alasan, kan?
25
26 **SHAFIEE** Ya.
27
28 **CHM** Adakah En Shafiee tegur Sarjan Sibeer tentang, you know...
29
30 **SHAFIEE** Memang, memang ada tegur.
31
32 **CHM** Dan apa jawab dia?
33
34 **SHAFIEE** Cuma memberi jawapan kepada saya, cuba mengesan pengadu
35 dengan cepat dan cuba mengesan orang hilang. Dan dia pun
36 mengambil tindakan-tindakan lain seperti semakan dengan imigresen
37 dan sebagainya lah.

1
2 **PRS** Bila Tuan bertanya kes, status kes kehilangan ini, bila tarikh atau bulan
3 atau tahun?
4
5 **SHAFIEE** Saya tak berapa ingat tarikh, Tuan Pengerusi, dalam dua, tiga bulan
6 selepas report dibuat, saya ada follow-up baliklah. Setelah sebulan, dua
7 bulan, tiga bulan, monitoring by month lah.
8
9 **CHM** Adakah rujukan kepada Jabatan Imigresen mendapat apa-apa hasil
10 yang positif tentang kes ini?
11
12 **SHAFIEE** Setahu saya, Tuan Pengerusi, saya dimaklumkan oleh pegawai
13 penyiasat, tiada maklum balas yang mengatakan orang hilang dan
14 isterinya didaftarkan keluar ataupun masuk oleh Jabatan Imigresen.
15
16 **CHM** Ada statement diambil daripada pegawai Imigresen?
17
18 **SHAFIEE** Saya tak pasti, Tuan Pengerusi.
19
20 **PM2** ASP –
21
22 **SHAFIEE** Yes, Sir.
23
24 **PM2** Yes, Shafiee, selamat pagi. Nak tanya, berapa kerap ada kes
25 kehilangan di Balai Polis Sungai Way atau masa kamu kerja di
26 Damansara. Kehilangan itu sesuatu yang biasa atau luar biasa?
27
28 **PM2** Luar biasa dan di kategori sebagai kesalahan yang berat, kan?
29
30 **SHAFIEE** Ya.
31
32 **PM2** Ya. So saya nak tahu apakah SOP sebab sebagai OCS, bila arahan
33 diberi, mesti ada maklum balas dan follow update. So bagi file case di
34 bawah IO-IO itu, berapa kerapkah, adakah ada meeting mingguan,
35 OCS bersama semua pegawai duduk untuk update, berapa kerap yang
36 semua mereka, kes-kes fail yang mereka sedang jalankan itu harus di

- 1 repot balik kepada OCS? Kecurian, kebakaran, semua itu. Apakah
2 sistem dalam Balai Polis Sungai Way di bawah penyeliaan Tuan ASP?
3
- 4 **SHAFIEE** Di IPD Petaling Jaya dan Balai Polis Sungai Way adalah salah satu
5 balai dalam IPD Petaling Jaya. Pihak pengurusan, pihak ketua
6 bahagian pengurusan daerah tadi telah mengatur mesyuarat-
7 mesyuarat berkala dengan pegawai-pegawai penyiasat yang terlibat
8 dalam kes-kes seperti ini tadi berkala, dua minggu sekali untuk
9 memastikan arahan yang telah diberikan dalam kertas siasatan diambil
10 dan ingin mengetahui status siasatan, siasatan ini.
- 11
- 12 **PM2** So adakah saya faham yang sebenarnya tugas untuk memastikan
13 penyiasatan ini berjalan dengan lancar ke tidak, sebenarnya di bawah
14 tanggungjawab DSP Omar lebih daripada OCS waktu itu?
15
- 16 **SHAFIEE** Betul.
- 17
- 18 **PM2** Betul?
- 19
- 20 **SHAFIEE** Betul.
- 21
- 22 **PM2** Memang cara dia di dalam IPD sistem dia sebegitu lah?
23
- 24 **SHAFIEE** Yes.
- 25
- 26 **PM2** Ya?
- 27
- 28 **SHAFIEE** Meeting akan dibuat oleh pihak IPD untuk monitor for the whole IPD
29 Balai.
30
- 31 **PM2** Ya, ok. So every two weeks Sarjan Sibee ini kena report ke DSP Omar?
32
- 33 **SHAFIEE** Yes.
- 34
- 35 **PM2** Apa progress ke tidak?
36
- 37 **SHAFIEE** Ya.

1
2 **PM2** Arahan untuk buat semakan terkini, untuk menggeledah itu datang dari,
3 kalau lah perlu dibuat, datang dari bahagian DSP Omar ke Tuan
4 sendiri?
5
6 **SHAFIEE** DSP Omar.
7
8 **PM2** DSP Omar, ya, ok.
9
10 **SHAFIEE** Meeting tadi, Tuan, kadang-kadang dua minggu, it depend lah.
11
12 **PM2** Ok.
13
14 **SHAFIEE** Kadang-kadang one months, satu bulan sekali. Kadang-kadang dua
15 minggu sekali.
16
17 **PM2** The berkala itu bukan fixed sangatlah?
18
19 **SHAFIEE** Yes, it depends. Yes, it depends, depends.
20
21 **PM2** Ok, ok. Tapi yang...sebab itu saya tanya awal tadi, ini kes kehilangan
22 ini, kes luar biasa, adakah dia punya kategori macam urgent ke, serious
23 crime ada dalam daerah IPD PJ itu, adakah ini di kategori lain daripada
24 kecurian, kebakaran?
25
26 **SHAFIEE** Lain.
27
28 **PM2** So apakah urgency untuk menangani isu kehilangan itu? Ada SOP
29 yang lain atau lebih kurang sama dengan yang kes-kes lain.
30
31 **SHAFIEE** Lain, dia ada SOP yang lain.
32
33 **PM2** Ya, boleh tolong terangkan sedikit untuk kes yang berat macam ini?
34
35 **SHAFIEE** Pihak PDRM ada SOP untuk orang hilang, kita buat pemantauan,
36 rakam percakapan pengadu, membuat lawatan ke alamat, jika ada
37 nyatakan. Membuat siasatan dengan pihak-pihak berkenaan seperti

1 JPN, RELA dan persatuan penduduk dan turut membuat hebahan
2 melalui media dan hebahan kepada balai-balai polis satu Malaysia,
3 memaklumkan berkaitan dengan kehilangan orang hilanglah. Dan jika
4 ada melibatkan kehilangan orang asing, kita pun akan hantar sit rep,
5 situation report kepada embassy lah.
6
7 **PM2** So ini telah dilakukan untuk, untuk kes ini? Sama juga? You mengikut
8 SOP yang telah disediakan oleh PDRM lah?
9
10 **SHAFIEE** Saya tak pasti.
11
12 **PM2** Tapi siapa yang akan memastikan yang SOP ini, ini bahagian DSP
13 Omar atau bahagian Tuan ASP sendiri.
14
15 **SHAFIEE** Directly pada Tuan DSP Omar lah.
16
17 **PM2** Ini bahagian dialah?
18
19 **SHAFIEE** Betul.
20
21 **PM2** Tanggungjawab dia.
22
23 **SHAFIEE** Ya.
24
25 **PM2** Ok. So pemakluman kepada kedutaan Indonesia pun DSP Omar lah?
26
27 **SHAFIEE** Betul.
28
29 **PM2** Kalau –
30
31 **SHAFIEE** Sebarang arahan untuk –
32
33 **PM2** Ya, untuk –
34
35 **SHAFIEE** Tindakan lanjutlah.
36

1 **PM2** Ok, ok, saya faham. So waktu meeting yang berkala ini, dengan DSP
2 Omar, yang hadir itu Sarjan Sibee dengan Tuan ASP juga hadir?
3

4 **SHAFIEE** Betul.
5

6 **PM2** Ok. So setahun ASP Shafiee, untuk kes ini, meeting berkala itu berjalan
7 kadang kala dua minggu, kadang kala sebulan?
8

9 **SHAFIEE** Betul.
10

11 **PM2** Dalam setahun, dari... bukan setahunlah, dalam sembilan bulan, kan –
12

13 **SHAFIEE** Ya.
14

15 **PM2** Sebelum dipindahkan, ada berapa meeting yang kes ini telah di
16 bincang? Lebih kurang 10 meeting ke, lima meeting ke?
17

18 **SHAFIEE** Saya tak pasti, Tuan.
19

20 **PM2** Tak pasti, ya?
21

22 **SHAFIEE** Tak pasti.
23

24 **PM2** Tapi boleh ingat berapa kali kamu terpaksa pergi ke IPD, dalam waktu
25 kamu bertugas itu untuk membuat laporan IO-IO bawah kamu itu?
26

27 **SHAFIEE** Saya tak pasti juga amaun itu.
28

29 **PM2** Tak pasti?
30

31 **SHAFIEE** Tak pasti.
32

33 **PM2** Tak ingat? Ok tak fixed lah? Bila mereka panggil, kena pergi saja,
34 macam itu?
35

36 **SHAFIEE** Tak juga. Ada yang dipanggil secara individu dan ada yang dipanggil
37 secara by meeting.

1
2 **PM2** I see.
3
4 **CHM** Bila meeting ini, En Shafiee seorang saja akan hadir berjumpa dengan
5 DSP Omar atau pergi bersama dengan Sarjan Sibee?
6
7 **SHAFIEE** Kita meeting, Tuan Pengerusi bersama dengan Ketua Polis balai yang
8 satu daerah PJ bersama dengan pegawai penyiasat, sarjan-sarjan di
9 satu daerah IPD PJ. Semua sekali, sarjan-sarjan di balai yang terlibat
10 dengan kes ini tadi lah. Bukan –
11
12 **CHM** En Shafiee terlibat tak dengan meeting ini?
13
14 **SHAFIEE** Yes, ada.
15
16 **CHM** Dan Sarjan Sibee akan duduk sebelah –
17
18 **SHAFIEE** Yes, ada, ada.
19
20 **CHM** Menghadiri, ya?
21
22 **SHAFIEE** Ada bersama.
23
24 **CHM** Berapa kali, ya, dalam... ini soalan ditanya oleh –
25
26 **SHAFIEE** Ya.
27
28 **CHM** Commissioner Jerald, berapa kali agaknya –
29
30 **SHAFIEE** Kalau –
31
32 **CHM** Lebih kurang –
33
34 **SHAFIEE** Kalau pada ketika itu –
35
36 **CHM** Dalam kes ini, bagi kes ini?
37

1 **SHAFIEE** Ya.
2
3 **CHM** Sebelum En Shafiee ditukarkan ke jabatan lain?
4
5 **SHAFIEE** Pada hemat saya, kalau ikutkan kepada itu, kita anggarkan sebulan
6 sekalilah, jadi dalam sembilan kalilah.
7
8 **PM2** Ok.
9
10 **CHM** Kes ini akan, orang hilang akan diklasifikasikan sebagai kes berat? Kes
11 berat?
12
13 **SHAFIEE** Kes berat.
14
15 **CHM** Kes berat, ya?
16
17 **SHAFIEE** Ya.
18
19 **CHM** Jadi yang akan dianggap sebagai satu kes urgent lah?
20
21 **SHAFIEE** Betul.
22
23 **CHM** Dan seperti kes-kes lain, satu IP akan dibuka, kan?
24
25 **SHAFIEE** Betul.
26
27 **CHM** Ya. Dan sarjan yang menyiasat ASP, Sarjan Sibeer akan menyediakan
28 ID, kan?
29
30 **SHAFIEE** Betul.
31
32 **CHM** Investigation diary, yes?
33
34 **SHAFIEE** Betul, Tuan Pengerusi.
35
36 **CHM** Dan fail IP dan ID ini masih wujud, ya? Masih wujud, masih ada, kan?
37

1 **SHAFIEE** Masih.
2
3 **CHM** Dan masih berada di Balai Polis Sungai Way, ya? Di situ, kan?
4
5 **SHAFIEE** Betul.
6
7 **CHM** Jadi kalau diperlukan, kita boleh, panel ini boleh mendapatkan pegawai
8 in-charge sekarang untuk membawa IP itu, kan?
9
10 **SHAFIEE** Boleh.
11
12 **CHM** Untuk mengetahui, kan?
13
14 **SHAFIEE** ID?
15
16 **CHM** Apa yang berlaku selama ini, ya?
17
18 **SHAFIEE** Betul.
19
20 **CHM** Dari segi progress penyiasatan itu, kan?
21
22 **SHAFIEE** Ya.
23
24 **CHM** Siapa sekarang OC balai... Inspektor Zulfadhly ke? OC –
25
26 **SHAFIEE** OCS balai?
27
28 **CHM** Inspektor Zulfadhly?
29
30 **SHAFIEE** Yes, betul.
31
32 **CHM** Ok. Ok.
33
34 **PRS** Tuan, tentang yang untuk kes kehilangan akan membuat satu hebahan
35 seperti Tuan bercakap tadi, so adakah apa-apa hebahan telah dibuat
36 untuk kes ini?
37

1 **SHAFIEE** Saya tak pasti, nak kena rujuk balik dengan pegawai penyiasat itu.
2
3 **PRS** So secara am –
4
5 **PM2** Tuan ASP, apa-apa arahan oleh DSP Omar untuk IO lakukan mengikut
6 SOP, dimaklumkan kepada Tuan juga, kan, selaku OCS, maksud dia
7 cakap 'Sarjan, silalah buat ini', 'Sarjan, hantar surat', tapi Tuan memang
8 harus tahu, kan –
9
10 **SHAFIEE** Betul.
11
12 **PM2** Dan dimaklumkan.
13
14 **SHAFIEE** Ya.
15
16 **PM2** So maksudnya soalan tadi itu, adakah apa-apa yang di hebah atau ada,
17 apa itu, notis kepada semua balai polis itu, maksud dia, Tuan akan
18 tahulah apa-apa arahan?
19
20 **SHAFIEE** Ya.
21
22 **PM2** So mungkin boleh fikirkan kembali soalan tadi itu? Apa jawapan –
23
24 **SHAFIEE** Saya tak pasti sama ada itu, arahan itu diberikan ketika saya berada di
25 situ –
26
27 **PM2** Ya, ok.
28
29 **SHAFIEE** Ataupun selepas itu.
30
31 **PM2** So, so mungkin sebab dalam jangka panjang, jangka waktu yang Tuan
32 ada di balai itu, tak, tak ingat ada –
33
34
35
36 **SHAFIEE** Tak ingat.
37

[11:00AM]

1 **PM2** Apa-apa arahan yang dikeluarkan untuk hebahan sebegitu lah.
2

3 **SHAFIEE** Betul.
4

5 **PM2** Sebab hebahan itu keluar di mana-mana, balai polis sendiri pun boleh
6 nampak, kan?
7

8 **SHAFIEE** Betul.
9

10 **PM2** Di Balai Polis Sungai Way pun akan ada gambar ke, something lah
11 untuk menunjukkan hebahan. So maksud you tak ada hebahanlah?
12

13 **SHAFIEE** Saya tak pasti.
14

15 **PM2** Tapi di Balai Polis Sungai Way, ada hebahan itu? Ada keluar tak?
16 Sebab hebahan ini... tadi cakap hebahan polis di satu Malaysia untuk
17 kes orang hilang, contoh ada orang hilang di Sarawak pun, gambar itu
18 akan keluar di Balai Polis Sungai Way, kan? Orang yang hilang? Kalau
19 hebahan satu, satu Malaysia, balai polis satu Malaysia? Adakah... saya
20 nak faham sahaja, ya.
21

22 **SHAFIEE** Ya.
23

24 **PM2** Adakah itu sistem dia sebegitu, maksud dia, di Sungai Way pun akan
25 dapat satu makluman yang ada orang hilang sebegini untuk
26 pengetahuan. Macam itu sistem dia?
27

28 **SHAFIEE** Bukan, hebahan itu dalam, daripada balai, daripada balai saya ke balai
29 satu Malaysia dan –
30

31 **PM2** Ok.
32

33 **SHAFIEE** Hebahan itu, balai di, balai di tempat lain pun boleh tahu orang yang
34 hilang itu untuk cuba mengesan di lokasi-lokasi lainlah.
35

1 **PM2** Dia akan keluar melalui apa? Emel ke? Komputer ke? Saya tak faham,
2 nak faham sistem dia. Atau akan print satu surat untuk hantar ke setiap
3 balai, apa sistem dia?
4

5 **SHAFIEE** Saya tak pasti.
6

7 **PM2** Selama ini, bila hebahan itu terjadi dan... bukan kes inilah, kes yang
8 lain, bila dia sampai ke balai Tuan ASP itu, apa yang sampai itu? Emel
9 ke? Surat ke? Gambar ke? Untuk kes-kes lain bukan kes yang ini ah.
10 Nak faham hebahan itu apa maksud dia.
11

12 **CHM** Macam mana hebahan itu dibuat?
13

14 **PM2** Ya.
15

16 **CHM** Biasanyalah, keamalan polis, macam mana hebahan itu dibuat?
17 Adakah hebahan itu antara polis sahaja, antara... ataupun hebahan itu
18 juga akan dibuat kepada selain daripada polis, juga akan dibuat kepada
19 orang ramai, macam mana? Tolong jelaskan amalan hebahan, ya?
20

21 **SHAFIEE** Amalan hebahan itu, dalam PDRM dan kepada media masalah. Cuma
22 saya tak pasti sama ada hebahan (11:02:09AM) itu dibuat oleh pegawai
23 penyiasat ataupun tidak.
24

25 **CHM** Juga pada media massa, akan dibuat?
26

27 **SHAFIEE** Ya, kalau ikutkanlah.
28

29 **PM2** So Tuan, biasanya ini adalah arahan dari... di tahap mana? DSP Omar
30 atau lebih tinggi lagi untuk buat hebahan itu? Siapa yang -
31

32 **SHAFIEE** DSP Omar.
33

34 **PM2** DSP Omar yang akan buat keputusan, 'Ok, mari kita buat hebahanlah'.
35 So boleh saya buat kesimpulan yang selama sembilan bulan di... OCS,
36 sebagai OCS Sungai Way, tak ada hebahanlah kes ini dilakukan di satu
37 balai?

1
2 **SHAFIEE** Saya tak pasti.
3
4 **PM2** Sebab kalau ada –
5
6 **SHAFIEE** Saya tak pasti.
7
8 **PM2** Sebab kalau ada hebahan, sudah pasti Tuan akan tahu sebab balai
9 polis Sungai Way pun dapat hebahan itu, kan?
10
11 **SHAFIEE** Betul.
12
13 **PM2** Ya.
14
15 **SHAFIEE** Tapi saya ada, dengan tugas-tugas lainlah yang saya tak boleh monitor
16 IP ini 100%. Termasuklah juga kes, kes bunuh diri, kes kemalangan,
17 pencegahan jenayah –
18
19 **PM2** Alright.
20
21 **SHAFIEE** Community policing yang lainlah. Not 100% I can –
22
23 **PM2** So mungkin dia dah masuk sistem tapi tak tahulah.
24
25 **SHAFIEE** Ya.
26
27 **PM2** Maksud dia macam itu. Ok thank you.
28
29 **CHM** Amalan hebahan, ya, adakah termasuk penampalan satu notis di papan
30 notis di setiap balai? Itu bukan amalan untuk menampalkan notis? Si
31 polan, si polan dilaporkan hilang, siapa yang mengetahui, sila datang...
32 ada, ada ke? Sebagai notis di papan –
33
34 **SHAFIEE** Di balai?
35
36 **CHM** Di papan notis balai?
37

- 1 **SHAFIEE** Tidak, tidak.
2
3 **CHM** Itu bukan amalan, ya? Tidak?
4
5 **SHAFIEE** Bukan, bukan.
6
7 **CHM** Ok.
8
9 **PRS** Baik, Tuan, apakah tindakan terakhir yang dilakukan oleh Tuan
10 berhubung kes ini?
11
12 **SHAFIEE** Tindakan terakhir saya minta pegawai penyiasat mengesan jika orang
13 hilang ini pernah terlibat dalam tangkapan di dalam report tangkap
14 PDRM lah, sebelum-sebelum ini.
15
16 **PRS** Maksudnya tangkapan sebelum –
17
18 **SHAFIEE** Atau tangkapan ataupun siasatanlah. Bukan di balai saya, before dia
19 dilaporkan hilang, mungkin pernah ada terlibat dengan saman ke,
20 tangkapan, whatever dalam PDRM lah.
21
22 **PRS** Hasil daripada siasatan tersebut, ada apa-apa...
23
24 **SHAFIEE** Hasil daripada siasatan, saya bersama dengan Sarjan Sibee tadi
25 mendapati orang hilang ini tadi pernah disiasat di bawah Seksyen 4,
26 Akta Hasutan, di bawah bahagian siasatan jenayah IPD Rembau dan
27 pegawai penyiasat kes masih itu, Inspektor Nurul Huda.
28
29 **CHM** Ada laporan, ada laporan polis?
30
31 **SHAFIEE** Ada.
32
33 **CHM** Terhadap orang hilang ini?
34
35 **SHAFIEE** Yes.
36
37 **CHM** Atas kesalahan hasutan?

1
2 **SHAFIEE** Di bawah Akta Hasutan.
3
4 **CHM** Sedition Act?
5
6 **SHAFIEE** Ya.
7
8 **CHM** Ya, ok.
9
10 **SHAFIEE** Di IPD Rembau.
11
12 **CHM** Di IPD Rembau?
13
14 **SHAFIEE** Ya.
15
16 **CHM** I see. Boleh agak tak bila laporan ini dibuat?
17
18 **SHAFIEE** I try to remember the date, Tuan Pengerusi.
19
20 **CHM** Ya? Ya.
21
22 **SHAFIEE** Kalau tak silap, pada tahun 2014.
23
24 **CHM** 2104, ya.
25
26 **SHAFIEE** Orang hilang –
27
28 **CHM** There have been a report against him.
29
30 **SHAFIEE** Against him, Rembau.
31
32 **CHM** Rembau.
33
34 **SHAFIEE** Rembau report. I can't remember what, what, which number for the
35 report. You can refer...
36
37 **CHM** You can furnish us more details?

1
2 **SHAFIEE** Cannot, cannot.
3
4 **PM2** Do we have?
5
6 **CHM** Nombor report ke apa ke?
7
8 **SHAFIEE** I cannot, I cannot remember.
9
10 **CHM** I see but ini berlaku di 2014?
11
12 **SHAFIEE** '14, yes.
13
14 **CHM** Adakah En Shafiee tahu apakah hasil siasatan kes hasutan, apa hasil
15 dia?
16
17 **SHAFIEE** Saya di maklum oleh pegawai penyiasat tadi, kes tersebut NFA lah, no
18 further action.
19
20 **CHM** Ya?
21
22 **SHAFIEE** No further action.
23
24 **CHM** Ya. Apa nama, apa nama pegawai penyiasat itu, boleh tak, yang dekat
25 Rembau itu?
26
27 **SHAFIEE** Inspektor Nurul Huda.
28
29 **CHM** Inspektor –
30
31 **SHAFIEE** Nurul Huda.
32
33 **CHM** Ya, dan ini berlaku dalam 2000?
34
35 **SHAFIEE** Yes, 2000 –
36
37 **CHM** Sekarang... 2014, ya?

1
2 **SHAFIEE** Ya, saya dapat information itu on 2017, yang saya cuba kesan.
3
4 **CHM** Dapat info 2017?
5
6 **SHAFIEE** Pada report dibuatlah.
7
8 **CHM** Ya?
9
10 **SHAFIEE** Selepas report dibuat itu.
11
12 **CHM** Ya.
13
14 **SHAFIEE** Yes dan saya dimaklumkan oleh pegawai penyiasat itu tadi, orang
15 hilang ini pernah disiasat pada tahun 2014.
16
17 **SK** For panel's information, Inspector Nurul Huda will be our next witness.
18
19 **CHM** I see, thank you.
20
21 **SK** Yes.
22
23 **CHM** Thank you.
24
25 **PM2** Untuk pastikan yang, yang disiasat itu, sebab yang hilang itu dua orang,
26 kan?
27
28 **SHAFIEE** Ya.
29
30 **PM2** Joshua –
31
32 **SHAFIEE** Dengan –
33
34 **PM2** Dengan Ruth –
35
36 **SHAFIEE** Wife dia, ok.
37

1 **PM2** So kes ini, kes terhadap siapa?
2

3 **SHAFIEE** Saya dimaklumkan oleh penyiasat terhadap Joshua Hilmy lah.
4

5 **PM2** Seorang saja, kan?
6

7 **SHAFIEE** Yes, yes.
8

9 **PM2** Adakah Tuan ASP ada check dalam sistem polis untuk siasatan polis
10 atau ada dengan jabatan-jabatan lain, ada complaint lain terhadap
11 Jabatan Agama ke? Jabatan, bukan bersifat repot polislah? Dalam
12 siasatan itu ada lakukan sebegitu? Sebab kes ini, sebab kes ini
13 memang dah ada isu hasutan, ada kes keagamaan, so adakah buat
14 siasatan yang lain selain daripada mencari repot-repot polis?
15

16 **SHAFIEE** Tiada.
17

18 **PM2** Tiada, ya?
19

20 **SHAFIEE** Tiada.
21

22 **CHM** Sehingga En Shafiee ditukarkan? Apa pangkat En Shafiee masa IO
23 di Sungai Way?
24

25 **SHAFIEE** OCS itu? Inspektor.
26

27 **CHM** Inspektor?
28

29 **SHAFIEE** Yes, Tuan Pengerusi.
30

31 **CHM** Ada lebih kurang setahunlah, ya, semenjak, semenjak laporan dibuat,
32 6 Mac sehingga ditukarkan, kan?
33

34 **SHAFIEE** Almost.
35

36 **CHM** Dan dalam setahun itu, memang tidak ada hasil yang positiflah tentang
37 nak mengesan di mana orang hilang, ya?

- 1
- 2 **SHAFIEE** Saya dimaklumkan oleh pegawai penyiasat, tiada hasil positiflah.
- 3
- 4 **CHM** Ya. Terlintas tak kepada En Shafiee untuk membuat, memohon waran
5 untuk membuat... daripada majistret untuk membuat penggeledahan di
6 rumah mereka berdua ini, untuk mendapatkan clue-clue, ya, clue-clue
7 macam mana mereka boleh hilang? Terlintas tak untuk membuat satu
8 penggeledahan?
- 9
- 10 **SHAFIEE** Pada ketika itu, memang tidak terlintas.
- 11
- 12 **CHM** Tak terlintas?
- 13
- 14 **SHAFIEE** Ya, tak terlintas untuk buat penggeledahan di rumahlah.
- 15
- 16 **CHM** Bagaimana, setuju tak yang satu penggeledahan sepatutnya dibuat
17 untuk mendapatkan clue, ya, clue dengan mencari, kan, bahan-bahan
18 peribadi dia orang di rumah dengan menggunakan waran daripada
19 majistret?
- 20
- 21 **SHAFIEE** Setuju.
- 22
- 23 **CHM** Setuju, ya?
- 24
- 25 **SHAFIEE** Ya.
- 26
- 27 **CHM** Itu satu tindakan yang sepatutnya yang dibuat.
- 28
- 29 **SHAFIEE** Ya, sangat penting.
- 30
- 31 **CHM** Mengapa tidak dibuat?
- 32
- 33 **SHAFIEE** Seperti mana saya cakap tadi, Tuan Pengerusi, kemungkinan arahan
34 itu datang bukan daripada saya, datang daripada KBP, KBPD tadi,
35 ketua bahagian pengurusan daerah tadi.
- 36
- 37 **CHM** Apa dia? Ulangi?

1
2 **SHAFIEE** Kemungkinan arahan itu akan datang daripada –
3
4 **CHM** Ke? Ke?
5
6 **SHAFIEE** Kemungkinan arahan itu akan datang daripada Ketua Bahagian
7 Pengurusan Daerah tadi, yang membuat briefing secara berkala tadi.
8
9 **PM2** Ya, ya, DSP Omar lah?
10
11 **SHAFIEE** Ya, Tuan.
12
13 **CHM** Tapi benda-benda perkara macam ini, boleh disyorkan oleh En Shafiee
14 sendiri, kan?
15
16 **SHAFIEE** Boleh.
17
18 **CHM** Ya. Mengapa tak, tak buat kan syor itu kepada En Omar?
19
20 **SHAFIEE** Pada ketika itu tak terlintas Tuan Pengerusi.
21
22 **CHM** Ok, ya.
23
24 **PM1** Tuan.
25
26 **SHAFIEE** Ya, Puan.
27
28 **PM1** Nama saya Madeline. Ok saya ingin mendapat sedikit maklumat
29 tentang latar belakang Tuan, ya. Adakah ini kes pertama Tuan terlibat
30 dalam kehilangan seseorang? Ataupun sebelum itu, you dah banyak
31 pengalaman? Sebab saya dengar banyak 'Tak tahu, Tuan', 'Tak tahu',
32 jadi saya ingin tahulah latar belakang.
33
34 **SHAFIEE** Sebelum itu, pernah juga handle kes orang hilanglah di balai lama, di
35 balai ini pun ada sebab kes orang hilang ini bukan kes yang kerap
36 sangat. Dia berkala. Kadang-kadang budak, budak remaja tak balik
37 rumah, tiga empat hari pun ada report buat hilang, kadang-kadang

- 1 remaja itu kembali balik pun kita berjaya mencari dia. Kadang-kadang
2 hilang ikut boyfriend apa semua pun, kita berjaya kesan. Kadang-
3 kadang yang meninggalkan rumah, bergaduh dengan ahli keluarga pun
4 kita berjaya kesan.
5
- 6 **PM1** 'Kita' itu maksudnya?
7
- 8 **SHAFIEE** Saya dengan –
9
- 10 **PM1** Team di bawah –
11
- 12 **SHAFIEE** Team-team balailah.
13
- 14 **PM1** Ok, ok. So yang saya nak tahu ini, cuma dalam kes ini di, seperti
15 Commissioner Jerald katakan, kes ini agak unik sedikit, jadi, agak unik,
16 ya, dia bukan kes anak lari ke –
17
- 18 **SHAFIEE** Ya.
19
- 20 **PM1** Seperti yang lazim, kan, ok? Macam Pengerusi tanya, yang tidak
21 terlintas itu agak, agak menariklah sebab bila kes jarang berlaku,
22 bukannya menjadi satu kelaziman untuk kita, we want to know further.
23
- 24 **SHAFIEE** Ya.
25
- 26 **PM1** Tetapi di dalam kes ini macam seolah-olah, walaupun kes ini satu kes
27 yang berat, tapi dianggap seperti kes-kes yang lain. Boleh saya kata
28 begitu? Cara tindakan yang dilakukan itu? Tadi kan banyak kata kes
29 orang hilang, ikut boyfriend, blah, blah, blah, itu, itu pengalaman, kan?
30
- 31 **SHAFIEE** Ok.
32
- 33 **PM1** Tapi kes ini adalah kes yang agak unik. Ketika itu, Tuan tahu tak yang
34 kes ini melibatkan pertukaran, Joshua Hilmy ini dia, isu tadi, sedition itu
35 tadi kan berkaitan dengan agama dan sebagainya?
36
- 37 **SHAFIEE** Ok, ok.

1
2 **PM1** Tuan tahu, kan?
3
4 **SHAFIEE** Tahu.
5
6 **PM1** Jadi ketika itu tidak terlintastah kepada Tuan yang perkara ini agak
7 berat dan memerlukan pertimbangan yang lain daripada yang lain?
8
9 **SHAFIEE** Betul.
10
11 **PM1** Betul, ya?
12
13 **SHAFIEE** Saya tak terlintas untuk membuat penggeledahan.
14
15 **PM1** Ok.
16
17 **CHM** Bila En Shafiee memasuki perkhidmatan polis sebagai seorang
18 Inspektor?
19
20 **SHAFIEE** 01.12.2005.
21
22 **CHM** 2-2?
23
24 **SHAFIEE** 2005.
25
26 **CHM** 2005.
27
28 **SHAFIEE** Ya, 2005.
29
30 **CHM** Jadi bila *dipostkan*, ya, di Sungai Way, tahun bila itu?
31
32 **SHAFIEE** 2017.
33
34 **CHM** Jadi dah ada, memang dah ada 12 tahun, ya?
35
36 **SHAFIEE** Yes.
37

1 **CHM** Pengalamanlah?
2
3 **SHAFIEE** Ya.
4
5 **CHM** Ya, kira berpengalaman, ya?
6
7 **SHAFIEE** Tapi bukan dalam –
8
9 **CHM** Kira pegawai yang berpengalamanlah.
10
11 **SHAFIEE** Di bidang-bidang yang lainlah.
12
13 **CHM** Ok dalam bahagian penyiasatan, lama tak?
14
15 **SHAFIEE** Ketua polis balai, dua tahun sahaja. Sebelum itu, narkotik dan sebelum
16 itu juga bahagian pengurusan, allowance, cuti semua ini.
17
18 **CHM** Itu pentadbiran, ya?
19
20 **SHAFIEE** Yes, yes, pentadbiran dan laporan.
21
22 **CHM** Narcotic, enforcement?
23
24 **SHAFIEE** Pegawai penyiasat.
25
26 **CHM** Berapa lama di narkotik?
27
28 **SHAFIEE** Almost two years.
29
30 **CHM** Ya?
31
32 **SHAFIEE** Almost two years.
33
34 **CHM** Two years, ya. Ada pengalaman siasat, in siasatanlah di sana?
35
36 **SHAFIEE** Ya.
37

- 1 **CHM** Ok yes.
2
- 3 **PRS** Baik, Tuan. Sebelum Tuan bertukar, apakah status siasatan pegawai
4 penyiasat mengenai kes ini? Selain daripada yang mendapatkan
5 siasatan untuk kes, previous conviction?
6
- 7 **SHAFIEE** Saya hanya dimaklumkan oleh pegawai penyiasat kes dalam siasatan
8 dan orang hilang masih belum, masih gagal dikesan. Dan kertas
9 siasatan telah diambil oleh, oleh orang lainlah.
10
- 11 **PRS** Tuan, adakah Tuan pernah mengarahkan pegawai penyiasat untuk
12 membuat semakan data peribadi milik Joshua Hilmy, contoh macam
13 panggilan telefon?
14
- 15 **[11:15AM]**
16
- 17 **SHAFIEE** Pernah cuba semak dengan pejabat telco nombor telefon yang ada
18 didaftarkan atas nama orang hilanglah.
19
- 20 **PRS** Apakah nombor atau mempunyai apa-apa rekod tentang nombor?
21
- 22 **SHAFIEE** Tak ada, tak ada.
23
- 24 **PRS** Tak ada. Apakah mereka, telco, hasil daripada telco?
25
- 26 **SHAFIEE** Saya tak pasti, kena rujuk dengan pegawai penyiasatlah.
27
- 28 **PRS** Akaun Facebook?
29
- 30 **SHAFIEE** Saya tak pasti, kena rujuk juga kepada pegawai penyiasat.
31
- 32 **PRS** Email address? Akaun emel?
33
- 34 **PM2** Now soalan dia beza-beza yang pertama untuk telco, untuk nombor
35 telefon.
36
- 37 **SHAFIEE** Yes.

1
2 **PM2** Tapi untuk soalan seterusnya, tak bertanya telco, kan?
3
4 **PRS** Tidak boleh.
5
6 **PM2** So apa soalan dia kepada witness?
7
8 **PRS** Soalan kedua tentang membuat semakan data untuk akaun Facebook.
9
10 **PM2** Bukan kepada telco, adakah buat semakan... tapi kepada siapa?
11 Semakan kepada?
12
13 **PRS** MCMC.
14
15 **PM2** MCMC atau untuk Facebook account dan data –
16
17 **PRS** Email address.
18
19 **PM2** Email address, ada?
20
21 **SHAFIEE** Saya tak pasti.
22
23 **PM2** Tak pasti. Tapi tak ada arahan yang dikeluarkan oleh Tuan sendirilah
24 kepada IO untuk mencari maklumat ini.
25
26 **SHAFIEE** Tiada.
27
28 **PM2** Tiada? Ok.
29
30 **CHM** En Shafiee tahu ya, yang hilang, yang hilang itu Joshua.
31
32 **SHAFIEE** Tahu.
33
34 **CHM** Orang Melayu –
35
36 **SHAFIEE** Tahu.
37

1 **CHM** Dah memeluk agama Kristian, tahu ya?
2
3 **SHAFIEE** Tahu, (11:16:27AM inaudible).
4
5 **CHM** Jadi terlintas tak, ada unsur-unsur sensitif dalam kes ini?
6
7 **SHAFIEE** Tak pasti.
8
9 **CHM** Tak pasti, ya?
10
11 **SHAFIEE** Tak pasti.
12
13 **CHM** Faham, kan?
14
15 **SHAFIEE** Faham, faham.
16
17 **CHM** Di Malaysia, orang-orang Melayu ataupun Islam masuk agama lain itu
18 satu perkara yang –
19
20 **SHAFIEE** Sensitif.
21
22 **CHM** Luar biasa, kan?
23
24 **SHAFIEE** Ya.
25
26 **CHM** Terlintas tak ini menimbulkan keadaan yang sensitif?
27
28 **SHAFIEE** Tak pasti, Tuan Pengerusi.
29
30 **CHM** En Shafiee tahu tak aktiviti yang dilakukan oleh pasangan suami isteri
31 yang hilang ini?
32
33 **SHAFIEE** Tak tahu.
34
35 **CHM** Dalam penyiasatan, apakah aktiviti yang mereka lakukan?
36
37 **SHAFIEE** Tak pasti, Tuan Pengerusi.

1
2 **CHM** Seperti mendakwah, kan, agama Kristian kepada orang-orang Islam,
3 ada dapat maklumat tentang aktiviti-aktiviti seperti ini?
4
5 **SHAFIEE** Tiada, saya tak pasti.
6
7 **CHM** Dalam penyiasatan?
8
9 **SHAFIEE** Tiada.
10
11 **CHM** Dalam satu tahun buat penyiasatan, tidak mengetahui tentang aktiviti
12 mereka ini?
13
14 **SHAFIEE** Yang saya cuma dimaklumkan oleh pegawai penyiasat tadilah,
15
16 **CHM** Beritahu apa yang En Shafiee tahu.
17
18 **SHAFIEE** Yang dimaklumkan oleh –
19
20 **CHM** Tentu ada banyak tahu, kan?
21
22 **SHAFIEE** Ya
23
24 **CHM** Daripada Inspektor, Sarjan Sibeo.
25
26 **SHAFIEE** Saya cuma dimaklumkan oleh Inspektor Nurul Huda tadilah, yang orang
27 hilang ini disiasat di bawah Akta Hasutan, terlibat dalam aktiviti
28 keagamaan. Dan saya dimaklumkan itu saja dan berkeputusan NFA
29 lah.
30
31 **CHM** Inspektor Nurul Huda kata aktiviti keagamaan.
32
33 **SHAFIEE** Agama, ya.
34
35 **CHM** Apa yang dimaksudkan oleh Inspektor Nurul Huda itu?
36
37 **SHAFIEE** Itu saja, Tuan Pengerusi.

1
2
3
4
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24
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31
32
33
34
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36
37

CHM Ada minta penjelasan daripada beliau tak?

SHAFIEE Tak ada, Tuan Pengerusi.

CHM Aktiviti keagamaan macam mana?

SHAFIEE Tak ada.

CHM Tak ada?

SHAFIEE Tak ada. Dan saya dimaklumkan oleh Inspektor Nurul Huda, Tuan Pengerusi, kes NFA sebab orang hilang gagal dikesanlah. Itu sahajalah info yang saya perolehi daripada Inspektor Nurul Huda, yang pegawai penyiasat kes di Rembau itu.

CHM Ada tak terlintas di fikiran En Shafiee masa buat siasatan ini, kehilangan mereka ini kemungkinan besar ada berkaitan dengan... terlintas tak?

SHAFIEE Tak terlintas.

CHM Dengan aktiviti keagamaan mereka?

SHAFIEE Tak terlintas.

CHM Dan Encik, dan penyiasatan En Shafiee mungkin saya, akan ini soalan berulang, ya. Nanti sekali lagi. En Shafiee dapat tahu tak penyiasatan tentang kononnya lah, di katakan mereka ini terlibat dalam pendakwahan, dakwah, dakwah, ya, proselytising, dakwah, ya, agama Kristian terhadap orang, kepada orang-orang Islam, orang Melayu. Ada dapat maklumat tak?

SHAFIEE Dapat maklumat juga yang orang hilang ini daripada Islam convert to Christian.

CHM Ya.

1 **SHAFIEE** Dan dia dimaklumkan sebagai Father.
2
3 **CHM** Paderi, Father.
4
5 **SHAFIEE** Ya, paderi, paderi.
6
7 **CHM** Father, ok sebagai Father, kan? Ok.
8
9 **SHAFIEE** Maklumat itu saya, betul, tak betul, saya tak pastilah, saya cuma
10 dimaklumkan.
11
12 **CHM** Dimaklumkan?
13
14 **SHAFIEE** Ya.
15
16 **CHM** Oleh siapa itu?
17
18 **SHAFIEE** Pn Nurul Huda.
19
20 **CHM** Ok, yes.
21
22 **PM1** Dato' Seri, can I just ask?
23
24 **CHM** Yes.
25
26 **PM1** Ok sekejap, ya. Tadi ada nama, apa ini, Inspector, is it? Nurul Huda.
27
28 **SHAFIEE** Inspektor Nurul Huda.
29
30 **PM1** Ok. Selain daripada Inspektor Nurul Huda yang memaklumkan kepada
31 Tuan, maknanya semasa Sarjan, siapa? Sibley?
32
33 **SHAFIEE** Sarjan Sibee.
34
35 **PM1** Sibee, ok, menjalankan segala, apa?
36
37 **SHAFIEE** Siasatan.

1
2 **PM1** Siasat, memang tidak pernah dilaporkan perkara ini. Adakah pernah
3 dalam mesyuarat 10 kali itu –
4
5 **SHAFIEE** Ok.
6
7 **PM1** Tadi ya, berkala itu, ada tak yang semasa dia melakukan siasatan
8 mengatakan bahawa sebenarnya orang yang hilang ini, Joshua, dan
9 isterinya ini, terlibat dalam apa yang dinyatakan oleh –
10
11 **SHAFIEE** Pn Huda itu?
12
13 **PM1** Ya. Nurul Huda, ataupun apa yang dinyatakan tadilah bahawa beliau
14 terlibat dalam dakwah –
15
16 **SHAFIEE** Hasutan.
17
18 **PM1** Dan juga baptisma (11:21:28AM) dan juga dalam Facebook kalau kita
19 nak tahu. So, tidak, Tuan ada tak mendengar dalam semasa mesyuarat
20 dengan siapa, DSP apa nama, atas tadi –
21
22 **SHAFIEE** Pihak atasan, ada?
23
24 **PM2** Omar, Omar.
25
26 **PM1** Tak –
27
28 **SHAFIEE** DSP Omar?
29
30 **PM1** Omar? Ya, ok. So, kan you all ada mesyuarat. So, adakah dalam
31 mesyuarat itu pernah dimaklumkan oleh Sarjan itu perkara ini?
32
33 **SHAFIEE** Saya tak ingat.
34
35 **PM1** Tak ingat ya?
36
37 **SHAFIEE** Tak ingat, Puan.

1
2 **PM1** Sebab kalau seorang pegawai penyiasat, benda ini akan muncul. Bagi
3 sayalah. Sebab ini perkara yang unik about kes ini, selain daripada
4 menggeledah rumah dialah. So, bagi saya ini kes yang sangat unik.
5 Jadi, macam saya menganggap bahawa pegawai penyiasat ini tidak
6 melakukan siasatan yang rapi.
7
8 **SHAFIEE** Saya tak pasti, Puan.
9
10 **PM1** Tak pasti ya? Sebab dalam setahun itu macam Pengerusi sebut tadi,
11 perkara ini seharusnya muncul, sebab kenapa dia hilang. Ha, kan?
12 Kalau yang biasa tadi dia akan, 'oh, dia ikut boyfriend', kita tahulah. So,
13 ini, kenapa dia hilang? Ada tak soalan itu ditanya dalam mesyuarat,
14 tidak? Tak pasti?
15
16 **SHAFIEE** Tak pasti.
17
18 **PM1** Ok.
19
20 **CHM** Minta maaf ya. Betul tak kalau saya katakan ya yang progress tindakan
21 yang diambil dalam penyiasatan ini sehingga tarikh En Shafiee tukar,
22 boleh katakan ada kurang usahalah yang sewajarnya sepatut diambil
23 oleh En Shafiee, Sarjan Sibee, DSP Omar, sangat ada kurang usaha?
24 Setuju tak?
25
26 **SHAFIEE** Tak setuju.
27
28 **CHM** Tak setuju?
29
30 **SHAFIEE** Tak setuju.
31
32 **CHM** Mengapa tak setuju?
33
34 **SHAFIEE** Sebab kita sentiasa cuba mengesan. Pergi ke, pergi mengesan
35 pengadu, pergi ke alamat-alamat yang lain yang dikatakan, cuba
36 mengesan orang hilang dengan agensi-agensi lain seperti mana saya
37 cakap tadi dengan Imigresen untuk menyemak keluar masuk orang

1 hilang dengan, apa, orang hilang dengan isterinya. Kita cuba dapatkan
2 maklumat dengan penduduk-penduduk dan cuba mencari sahabat
3 handai.
4
5 **CHM** Ada merujuk, penyiasatan ini ada merujuk juga, mendapatkan bantuan
6 Special Branch?
7
8 **SHAFIEE** Saya tak pasti, Tuan Pengerusi. Kena rujuk balik dengan pegawai
9 penyiasatlah.
10
11 **CHM** Tak pasti?
12
13 **SHAFIEE** Ya.
14
15 **CHM** So, pengetahuan En Shafiee ada disyorkan kita dapatkan bantuan
16 Special Branch?
17
18 **SHAFIEE** Saya tak pasti sama ada pihak atasan saya tadi ada mengesyorkan
19 ataupun memberi arahan, merujuk ataupun ada tak dengan pihak
20 Cawangan Khas.
21
22 **CHM** Tapi En Shafiee sendiri ada syorkan tak?
23
24 **SHAFIEE** Tak ada.
25
26 **CHM** Terlintas tak untuk mendapatkan bantuan Special Branch ataupun
27 sama ada mereka tahu tak menahu tentang kes kehilangan, bukan
28 seorang ya, dua orang ya, terlintas tak kepada En Shafiee untuk
29 mendapatkan bantuan Special Branch?
30
31 **SHAFIEE** Tak terlintas, Tuan Pengerusi.
32
33 **CHM** Mengapa tak terlintas?
34
35 **SHAFIEE** Sebab kes orang hilang ini, Tuan Pengerusi, banyak dan agak
36 keraplah, banyak. Bukan hanya di balai itu satu ataupun, banyak. Yang
37 sebelum-sebelum itu pun lagi memang banyaklah.

1
2 **CHM** Walaupun ada melibatkan unsur-unsur keagamaan, sensitif?
3
4 **SHAFIEE** Saya tak pasti, Tuan Pengerusi.
5
6 **CHM** Tak pasti ya? Ok.
7
8 **PM2** ASP, tadi dalam, Tuan ASP –
9
10 **SHAFIEE** Oh.
11
12 **PM2** Yang –
13
14 **SHAFIEE** Sorry, sorry. Sebab dia berdiri, sorry, sorry.
15
16 **PM2** Tak apa, tak apa.
17
18 **SHAFIEE** Ok, ok.
19
20 **PM2** Bukan, tadi SOP itu agak bagus yang saya dengar. Tapi kenapakah
21 tidak ada SOP untuk check CCTV? Sebab biasa untuk mencari orang
22 yang hilang itu CCTV yang paling senang atau, nak tahu kereta dia
23 macam mana ke, warna kereta ke apa. Ada buat ke IO atas arahan
24 ASP atau DSP untuk check MPPJ punya CCTV ke siapa-siapa untuk
25 tahu memang ke dia, memang jalan pergi mana-mana ke tak ada?
26
27 **SHAFIEE** Saya tak pasti, Tuan. Mungkin arahan itu dikeluarkan oleh pihak atasan
28 saya tadilah.
29
30 **PM2** Tapi bukan kebiasaan kat dalam kes-kes kehilangan selama ini yang
31 ASP pernah menjaga OCS, sebagai OCS balai kan, CCTV itu bukan
32 satu yang first yang, yang awalan dulu untuk check dia keluar mana,
33 pergi mana, di MPPJ ke, Klang ke, tak, atau PLUS Highway ke, tak
34 ada? Tak ada macam itu?
35
36 **SHAFIEE** Tak ada.
37

1 **PM2** Bukan satu kebiasaan untuk check CCTV?
2
3 **SHAFIEE** Bergantung dengan arahanlah.
4
5 **PM2** Oh. So, arahan maksudnya dari –
6
7 **SHAFIEE** Pihak atasan.
8
9 **PM2** Pihak atasanlah? Tapi IO sendiri boleh buat kan, tapi dia kalau nak buat
10 boleh?
11
12 **SHAFIEE** Boleh.
13
14 **PM2** Tak perlu tunggu arahan juga kan, terpulang kepada IO?
15
16 **SHAFIEE** Sebaiknya kena rujuk dengan pihak atasanlah.
17
18 **PM2** Untuk, oh, tapi idea itu boleh keluar dari IO?
19
20 **SHAFIEE** Boleh.
21
22 **PM2** Tapi lepas itu sebab bagi tahu dengan pihak atasanlah?
23
24 **SHAFIEE** Betul.
25
26 **PM2** Adakah kamu tahu yang IO kamu telah keluarkan idea sebegini untuk
27 check CCTV
28
29 **SHAFIEE** Tak tahu.
30
31 **PM2** Tak tahu ke tak buat? Waktu kamu pergi meeting dengan DSP Omar
32 itu, kamu duduk dengan IO kan?
33
34 **SHAFIEE** Ya.
35
36 **PM2** So, pernah dia bagi cadangan sebegini? 'Boleh kita check CCTV di
37 mana-mana itu'. Ada dibuat cadangan itu?

1
2 **SHAFIEE** Saya tak pasti, Tuan.
3
4 **PM2** Tak pasti?
5
6 **SHAFIEE** I can't remember.
7
8 **PM2** Oh, can't remember lah? Ok, thanks.
9
10 **SK** ASP, beberapa soalan tambahan. Selepas, apa, bertugas sebagai
11 OCS di Balai Sungai Way kan, lepas itu Tuan ditukar ke mana ya?
12
13 **SHAFIEE** Maktab Cheras Kuala Lumpur.
14
15 **SK** Sebagai apa ya?
16
17 **SHAFIEE** Pegawai Penyelaras Pusat Pengajian.
18
19 **SK** Dan bila Tuan bertukar ke KDN?
20
21 **SHAFIEE** 18.09.2018.
22
23 **CHM** Maktab Cheras itu maktab polis kan?
24
25 **SHAFIEE** Yes, yes.
26
27 **CHM** Ya.
28
29 **SK** Tuan, semasa penyiasatan kes kehilangan Joshua Hilmi dan Mr Koh,
30 setahu Tuan ada tak pada masa yang sama ada kes kehilangan lain
31 disiasat di balai yang sama?
32
33 **SHAFIEE** Ada.
34
35 **SK** Ada? Tuan ingat berapa kes?
36
37 **SHAFIEE** Saya tak ingat exactly the number.

1
2 **SK** Ya?
3
4 **SHAFIEE** Ada. Saya tak ingat berapa bilangannya.
5
6 **SK** Banyak, sedikit, satu, dua?
7
8 **SHAFIEE** Tiga dalam, di balai saya dalam lima or tujuh.
9
10 **SK** Lima atau tujuh? Semua –
11
12 **SHAFIEE** Bercampur dengan kes lain, dengan kebakaran dengan SDR, sudden
13 death report. Pegawai penyiasat ini tadi, not handling only orang hilang,
14 fire report, sudden death report.
15
16 **CHM** Semasa setahun di sana, kes orang hilang ini, kes orang hilang ini,
17 kadang-kadang kes orang hilang dua-tiga hari kemudian, 10 hari, settle
18 kan, solved, orang itu muncul kan?
19
20 **SHAFIEE** Betul.
21
22 **CHM** Kan? Itu biasa kes rumahtanggallah kan yang hilang. Tapi ini kes ini
23 hilang berterusan ya. Hilang berterusan ya. Banyak tak kes yang
24 semasa En Shafiee di Sungai Way kes hilang memang tak jumpa-
25 jumpa selain daripada kes Joshua ini?
26
27 **SHAFIEE** Ada.
28
29 **CHM** Banyak lagi?
30
31 **SHAFIEE** Ada juga kira-kira dalam lima ke enam, ada juga. Memang keep on
32 pending lah.
33
34 **CHM** Tak jumpa-jumpa?
35
36
37

[11:30AM]

1 **SHAFIEE** Ada juga tak jumpa.
2
3 **CHM** Tapi kebanyakan kes dalam *disolved*lah? Orang itu akan jumpa
4 ataupun, ataupun kalau dia kena bunuh ke mayat dapat dijumpa. Kan?
5
6 **SHAFIEE** Betul.
7
8 **CHM** Ya?
9
10 **SHAFIEE** Kalau hilang dia melarikan diri macam balik ke rumah.
11
12 **CHM** Ya, ya. Ya. Ya. Tapi kebanyakan kes begitulah kan, dapat *disolved*?
13
14 **SHAFIEE** Tak juga. Ada juga yang tak jumpa-jumpa.
15
16 **CHM** Tak jumpa?
17
18 **SHAFIEE** Yes.
19
20 **CHM** Macam ini, tak solved ya?
21
22 **SHAFIEE** Yes. Tak solved.
23
24 **CHM** Sama ada hidup atau mati, tak jumpa ya?
25
26 **SHAFIEE** Yes, ada.
27
28 **CHM** Tapi kebanyakan kes dapat diselesaikan, dapat solved ya
29 kebanyakan?
30
31 **SHAFIEE** Certain lah, not, bukan semua.
32
33 **CHM** Bukan semua ya?
34
35 **SHAFIEE** Bukan semua.
36

1 **CHM** Tapi kebanyakan. Kes yang macam ini hilang menerus, tak dapat
2 solved ini, saya ingat ini kes bukan kes majoritilah.
3
4 **SHAFIEE** Bukan majoriti.
5
6 **CHM** Bukan majoriti ya?
7
8 **SHAFIEE** Half, separuhlah. Lebih separuh. Maybe more than half lah.
9
10 **CHM** More than half?
11
12 **SHAFIEE** Yes.
13
14 **CHM** More than half dapat *dissolved*?
15
16 **SHAFIEE** Yes. Kebanyakannya balikkah.
17
18 **CHM** Balik ataupun jumpa mayat ke –
19
20 **SHAFIEE** Dapat dikesan, yes.
21
22 **CHM** Ataupun kita tahu di mana pergi ya.
23
24 **SHAFIEE** Kadang-kadang ada masalah mental.
25
26 **CHM** Oh, ya, ya.
27
28 **SHAFIEE** Yes.
29
30 **CHM** Ok. Ya.
31
32 **SK** Tuan ASP, pada masa itu Tuan kata ada enam hingga tujuh kes
33 kehilangan ya. Tuan boleh ingat tak kes-kes yang lain?
34
35 **SHAFIEE** Saya tak ingatlah. Banyaklah, dengan, sebab saya bukan monitor
36 sahaja kes orang hilang. Dengan sudden death report lagilah
37 memerlukan tindakan kita pergi ke situ lah inilah dengan fire report,

1 dengan pencegahan jenayah, dengan macam-macam lagilah aktiviti
2 community policing dengan ceramah di penduduk apa semua, dengan
3 pencegahan jenayah macam kes harta benda, curi motosikal, kita
4 membuat sekatan jalan raya. Semualah.
5

6 **SK** Terima kasih. Berbalik kepada penjelasan Tuan ASP tadi, arahan yang
7 telah diberikan kepada pegawai penyiasat ya. Ok. Yang pertama
8 adalah untuk menghubungi pengadu untuk merakamkan percakapan
9 112 ya, 112. Dan Tuan tadi mengatakan pada bulan April ya, 7 April,
10 rakaman tersebut telah dibuatlah, percakapan. Mungkin ada soalan
11 berulang ya, minta mohon maaf ya. Tuan, adakah Tuan tahu apakah isi
12 kandungan ataupun gist yang telah disampaikan yang di rekod oleh
13 pegawai siasatan daripada pengadu tadi?
14

15 **SHAFIEE** Saya tak ingat.
16

17 **SK** Tak ingat? Adakah Tuan tahu anak pengadu dua orang telah tinggal di
18 rumah bersama dua orang yang hilang?
19

20 **SHAFIEE** Saya tak tahu.
21

22 **SK** Tidak ingat atau tidak diberitahu?
23

24 **SHAFIEE** Mungkin pernah diberi pada saya, mungkin saya tak ingatkah. Sebab
25 saya dah lama tinggalkan bidang itu.
26

27 **SK** Jadi, pada masa itu, kalau Tuan ada diberitahu, mungkin ada
28 diberitahu, adakah Tuan juga pernah memberi arahan untuk
29 merekodkan keterangan anak-anak pengadu?
30

31 **SHAFIEE** Saya tak pasti, Tuan Pengerusi. Sebab we are handling bukan kes ini
32 sahaja, banyak kes lain. Ada yang lebih kurang isu sama. Now, I can't
33 remember.
34

35 **CHM** Bila dapat notis daripada pihak SUHAKAM untuk datang ke memberi
36 keterangan di sini?
37

1 **SHAFIEE** If I'm not mistaken 18 Ogos.
2
3 **CHM** 18 ya?
4
5 **SHAFIEE** Ogos, ya.
6
7 **CHM** 18. Ini dah masuk September. 18 Ogos ke 18 Julai?
8
9 **SHAFIEE** Ogos. Kalau tak silap.
10
11 **CHM** Ogos?
12
13 **SHAFIEE** Maybe, tak ingat.
14
15 **CHM** Selepas dapat notis itu, ada tak pergi ke balai, ke Balai Sungai Way
16 minta IP nak cuba jog your memory lah? Jadi, bila datang ke sini hari
17 ini dapatlah memberi membantu beri maklumat kan. Sebab benda itu
18 dah lama kan, mungkin kalau saya pun akan dah lupa kan. Tapi
19 terlintas... pergi, pergi ke Sungai Way, tengok IP, tengok ID, nak
20 dapatkan, you know. Sekurang-kurangnya benda, perkara-perkara
21 yang En Shafiee terlibatlah kan, berapa kali pergi meeting ke, apa
22 progress. Ada pergi tak? Terlintas tak untuk pergi balik ke Balai Polis
23 Sungai Way baca IP itu?
24
25 **SHAFIEE** Ada terlintas, Tuan Pengerusi. Cuma tugas saya sekarang yang selalu
26 outstation lah. Itu yang buat saya tak sempatlah. Saya di KDN,
27 outstation di branches branch ROS di Malaysia. Meeting somewhere,
28 ada bengkel persidangan.
29
30 **CHM** Jadi, semenjak dapat notis itu tak ada balik ya, tak ada pergi ke –
31
32 **SHAFIEE** Tak ada. Tiada.
33
34 **CHM** Tak ada pergi tengok IP?
35
36 **SHAFIEE** Tiada.
37

1 **CHM** Ok. Ya?
2
3 **SK** Tuan ASP, arahan Tuan ASP juga kepada IO cuba kesan orang yang
4 hilang ya. Adakah usaha untuk mengesan kenderaan orang yang hilang
5 itu dibuat?
6
7 **SHAFIEE** Ada. Saya memang maklumkan untuk cuba kesan kenderaan-
8 kenderaan, dan cuba tanya kepada pengadu yang buat repot,
9 kenderaan, eh, nombor kenderaan milik orang hilang dan isteri supaya
10 kita boleh rujuk dengan JPJ, mungkin ada alamat terakhir ataupun kita
11 boleh tahu mungkin kereta milik orang hilang telah dijual, at least kita
12 boleh tahu siapa pembelinya dan kita boleh dapat alamat orang yang
13 menjual itu tadi. Saya pernah bagi arahan itu kepada Sarjan Sibeel lah.
14
15 **SK** Ok.
16
17 **CHM** Memberi arahan saja?
18
19 **SHAFIEE** Ya.
20
21 **CHM** Dapat maklum balas tak selepas arahan itu, tentang status kereta itu,
22 apa jadinya?
23
24 **SHAFIEE** Tiada.
25
26 **SK** Macam Tuan katakan, apa, telah memeriksa beberapa tempat
27 termasuk JPJ pembaharuan road tax ada dibuat tak?
28
29 **SHAFIEE** Itu kena semak dengan pegawai penyiasat balikhlah.
30
31 **CHM** Will we be calling the JPJ punya officer ke? They have a file on the car
32 kan? And we know the car number kan.
33
34 **SK** We do, we do.
35
36 **CHM** Are we calling the JPJ to bring their file and tell what happened to the
37 car?

- 1
- 2 **SK** Not in the list yet, but if the panel thinks –
- 3
- 4 **CHM** Yes.
- 5
- 6 **SK** Then we can. Tuan ASP, tadi Tuan ASP mengatakan semakan dengan
7 Jabatan Imigresen juga telah dibuat ya?
- 8
- 9 **SHAFIEE** Ya.
- 10
- 11 **SK** Dan memang telah mendapat maklum balas bahawa tiada rekod
12 mereka meninggalkan negara?
- 13
- 14 **SHAFIEE** Betul.
- 15
- 16 **SK** Betul ya?
- 17
- 18 **SHAFIEE** Ya.
- 19
- 20 **SK** Tuan juga telah memberikan arahan untuk membuat semakan alamat
21 terkini. Boleh Tuan jelaskan dan jika ada apa-apa hasil?
- 22
- 23 **SHAFIEE** Alamat terkini orang hilang?
- 24
- 25 **SK** Ya.
- 26
- 27 **SHAFIEE** Saya memberi arahan kepada pegawai penyiasat untuk mengesan
28 alamat terkini dan melalui rakaman percakapan kepada pengadu
29 tadilah dan cuba kesan orang hilang di alamat terkini. Tindakan itu
30 diambil oleh Sarjan Sibeel lah.
- 31
- 32 **SK** Tuan, bagaimana pula, ini satu lagi arahan Tuan ya, kesan sahabat
33 atau ahli keluarga bagi orang yang hilang. Adakah, tadi Tuan juga ada
34 berkata ada cuba menghubungi adik kepada orang yang hilang ya.
35 Jadi, dapat menghubungi ahli keluarga mereka?
- 36
- 37 **SHAFIEE** Saya tak ingat. Kena rujuk balik dengan Sarjan Sibeel lah.

- 1
- 2 **SK** Tuan, adakah polis mempunyai kuasa untuk masuk menggeledah
3 rumah tanpa waran?
4
- 5 **SHAFIEE** Ada.
6
- 7 **SK** Ada? Dalam keadaan ini, keadaan yang rumah tidak ada berpenghuni
8 ini, adakah waran diperlukan?
9
- 10 **SHAFIEE** Kena tertakluk dengan arahan pihak atasanlah?
11
- 12 **CHM** I think, as a rule, a warrant would be, yes, as a rule, you need a warrant,
13 yes.
14
- 15 **SK** Thank you. Tuan tahu di mana DSP Omar bertugas sekarang?
16
- 17 **SHAFIEE** Tak pasti, tak tahu. Kalau tak silap saya sudah bersara rasanya.
18
- 19 **SK** Tuan, ok, jadi sebelum Tuan, apa, ditukarkan, bertukar ya ke Maktab
20 Cheras, jadi Tuan telah mengatakan, ok apakah status Tuan telah
21 beritahu tadi ya, dan, dan apakah, ok adakah apa-apa laporan diberikan
22 oleh IO kepada Tuan mengenai kes ini, secara bertulis ke?
23
- 24 **SHAFIEE** Tiada. Sebab saya telah digantikan dengan ketua polis balai yang lain.
25 So, ketua polis balai yang baru itu akan monitor IP itu.
26
- 27 **SK** Ok. Jadi, setelah Tuan bertukar, diteruskan oleh pegawai –
28
- 29 **SHAFIEE** Betul.
30
- 31 **SK** OCS yang menggantikan Tuanlah ya. Tuan tahu siapa OCS yang
32 menggantikan Tuan?
33
- 34 **SHAFIEE** Selepas saya, ASP Hairol. ASP Hairol Azhar lah. And then, digantikan,
35 Tuan ASP Hairol pun bertukar juga, digantikan oleh Inspektor Zulfadhly.
36
- 37 **SK** One more question from Faiz.

1
2 **CHM** Ya.
3
4 **MFR** Assalamu'alaikum. Selamat pagi, Tuan.
5
6 **SHAFIEE** Salam.
7
8 **MFR** Nama saya FAIZ daripada SUHAKAM. Saya ada beberapa soalan nak
9 tanya berkaitan dengan keterangan Tuan sebelum ini yang merujuk
10 satu semakan telah dibuat oleh, saya tak pasti siapa, dan mengenai
11 (11:40:52AM) kepada satu laporan polis berkaitan dengan Joshua
12 Hilmy pada tahun 2014. Boleh saya tahu siapa yang membuat semakan
13 tersebut?
14
15 **SHAFIEE** Koperal Jamil (11:41:03AM) yang, Koperal bahagian Cawangan
16 Pencegahan Jenayah. Memang setiap balai ada cawangan
17 pencegahan jenayah, dan saya minta Koperal Jamil untuk membuat
18 semakan berkaitan dengan orang hilang ini tadi, adakah terlibat dengan
19 bersangkutan mana-mana repot yang pernah dibuat dalam sistem PDRM
20 lah. Sehingga itulah kita memperolehi dan mendapat hasil yang orang
21 hilang tadi bersangkutan dengan Rembau tadi, ya.
22
23 **MFR** Tuan boleh jelaskan macam mana sistem ini beroperasi? Sekadar
24 dengan tulis 'Joshua Hilmi' akan dapat data semua?
25
26 **SHAFIEE** Yes, nama. Nama lebih kurangnya, macam nama, dalam repot itu akan
27 trigger which report yang pernah dibuat ataupun tangkapan ataupun
28 rekod lampau.
29
30 **MFR** So, seterusnya, berdasarkan semakan tersebut, Koperal Jamil telah
31 maklum kepada Tuan –
32
33 **SHAFIEE** Ya.
34
35 **MFR** Hasil semakan?
36

- 1 **SHAFIEE** Ya. Koperal Jamil maklumkan pada saya bahawa orang hilang ini tadi
2 telah pernah ditangkap dan disiasatlah. No, pernah disiasat, disiasat,
3 not ditangkap ya. Pernah disiasat di bawah Bahagian Siasatan Jenayah
4 IPD Rembau, dan pegawai penyiasatnya adalah Inspektor Nurul Huda.
5 Dan saya pun melalui itu juga saya berhubung dengan pihak Rembau
6 untuk mendapatkan nombor handphone Insp Nurul Huda. Dan saya
7 pun untuk, untuk semakan status itu tadi, status siasatan dia terhadap
8 orang hilang tadilah.
9
- 10 **MFR** Jadi, berdasarkan komunikasi dengan Inspektor Nurul Huda, maklumat
11 yang diperolehi hanya berkaitan dengan bagaimana –
12
- 13 **SHAFIEE** Status, status siasatan.
14
- 15 **MFR** Joshua Hilmi ini terlibat dengan satu siasatan kes bawah Akta
16 Hasutan?
17
- 18 **SHAFIEE** Ya, betul.
19
- 20 **MFR** Itu sahaja?
21
- 22 **SHAFIEE** Itu sahaja.
23
- 24 **MFR** So, adakah perkara ini dimaklumkan sampai kepada Sarjan Ahmad
25 Sibee?
26
- 27 **SHAFIEE** Disampaikan kepada Sarjan Ahmad Sibee. Dan kes di Rembau itu
28 adalah NFA lah.
29
- 30 **MFR** Last question maybe. Just saya nak faham. Adakah senior investigation
31 officer, SIO, untuk kes ini?
32
- 33 **SHAFIEE** Saya turut dibantu oleh pegawai penyiasat kanan, Tuan Pengerusi, di
34 dalam zon IPD. Ada pegawai penyiasat kanan yang membantu saya
35 untuk memonitor dari segi pencegahan jenayah dengan siasatanlah.
36 Semua siasatan, termasuk dengan siasatan harta benda dengan
37 jenayah kekerasan dalam bahagian dia orang sendiri dan turut

1 membantu balai saya dalam siasatan itu, iaitu SIO lah, pegawai
2 penyiasat kananlah, dalam zon balai saya itu ASP Supari.
3
4 **CHM** Oh, Supari?
5
6 **SHAFIEE** Ya.
7
8 **CHM** So, seorang, satu lagi namalah? ASP Supari ya?
9
10 **SHAFIEE** Ya.
11
12 **CHM** Tadi DSP ke Omar?
13
14 **SHAFIEE** Ya, DSP Omar. Ini bahagian jenayah, Tuan Pengerusi.
15
16 **MFR** Baik. So, makna kata, untuk kes berkaitan dengan Joshua Hilmi ini, AIO
17 adalah Sarjan Ahmad Sibee –
18
19 **SHAFIEE** Betul.
20
21 **MFR** Dan SIO adalah ASP Supari. Bolehkah dikategorikan macam itu?
22
23 **SHAFIEE** Lebih kurang. Dia sebagai pegawai penyelia juga. Kalau ikutkan, dia
24 hanya sebagai pegawai penyiasat kanan untuk Jabatan, Bahagian
25 Siasatan Jenayah sahaja. Tetapi bila berlaku ini dalam zon dia, dia turut
26 membantulah untuk monitor tindakan dan siasatanlah.
27
28 **CHM** Kes hilang ini kadang-kadang kemungkinan ada unsur-unsur jenayah
29 kan.
30
31 **SHAFIEE** Yes, betul. Mungkin ada bergaduh, kena bunuh.
32
33 **CHM** So, DSP Omar, ASP Supari. Siapa seorang lagi yang di IPD sana?
34
35 **SHAFIEE** Tadi itu, Tuan Pengerusi, ASP Affendi.
36
37 **CHM** ASP?

- 1
- 2 **SHAFIEE** Affendi. Dia bawah DSP Omar tadi, dan turut membantu dari segi kawal
3 selia IP ini tadilah.
4
- 5 **MFR** Ok, Tuan, berkaitan dengan ASP Supari, adakah maklumat yang Tuan
6 terima daripada beliau berkaitan dengan kes ini?
7
- 8 [11:45AM]
9
- 10 **SHAFIEE** Saya cuma dimaklumkan pada ketika itu mereka dengan pegawai
11 penyiasat ini bergerak ke alamat di Penang atau Kedah untuk
12 mengesan alamat orang hilang ini. Saya tak berapa ingatlah Tuan
13 Pengerusi ya. Cuma dia orang maklum pada saya dia orang bergerak
14 ke utara, Kedah atau Penang, untuk mengesan alamat ataupun orang
15 hilang. Tapi status saya tak dimaklumkanlah.
16
- 17 **MFR** Tuan tidak tahu bagaimana maklumat alamat ini diperolehi?
18
- 19 **SHAFIEE** Tak tahu.
20
- 21 **MFR** Itu sahaja.
22
- 23 **SK** Tuan, soalan terakhir ya. Jika ada kes kehilangan melibatkan seorang
24 warganegara lain ya, bukan warganegara, apakah SOP PDRM ya?
25
- 26 **SHAFIEE** Jika berlaku kehilangan orang yang melibatkan bukan warganegara,
27 kita akan buat semakan dengan embassy negara orang yang
28 berkenaanlah. Memang pernah warganegara dalam, warganegara
29 Indonesia, Thailand, kita akan buat surat semakan dan pemakluman
30 kepada embassy orang yang berkenaan.
31
- 32 **SK** Adakah polis di negara tersebut akan dihubungi?
33
- 34 **SHAFIEE** Akan dihubungi melalui bagi surat dululah, hantar surat dulu,
35 pemakluman.
36
- 37 **SK** Polis, tadi Tuan kata embassy kan?

1
2 **SHAFIEE** Ya.
3
4 **SK** Maksud saya, polis di negara Indonesia.
5
6 **SHAFIEE** Itu antara embassy dia dengan di Indonesialah. Kita cuma maklumkan
7 embassy dia.
8
9 **SK** Embassy sahajalah?
10
11 **SHAFIEE** Ya.
12
13 **CHM** Adakah En Shafiee, dalam pengetahuan ya, adakah dalam
14 pengetahuan bahawa isteri Joshua Hilmi ini adalah warganegara
15 Indonesia?
16
17 **SHAFIEE** Bukan dalam pengetahuan.
18
19 **CHM** Huh?
20
21 **SHAFIEE** Saya tak tahu.
22
23 **CHM** Oh, tak tahu ya?
24
25 **SHAFIEE** Tak tahu.
26
27 **CHM** Tak tahu?
28
29 **SHAFIEE** Tak tahu.
30
31 **CHM** Tapi tahu tak yang hilang ini suami isteri, tahu ya?
32
33 **SHAFIEE** Itu tahu.
34
35 **CHM** Tapi tak tahu yang si isteri itu warganegara Indonesia? Tak tahu?
36
37 **SHAFIEE** Bukan dalam pengetahuan.

1
2 **CHM** Ok.
3
4 **MFR** Jadi, dalam kes ini tak ada pemakluman kepada Kedutaan Indonesia?
5
6 **SHAFIEE** Saya tak pasti.
7
8 **MFR** Tak pasti? Tuan ada apa-apa maklumat lain yang boleh membantu
9 siasatan ini?
10
11 **SHAFIEE** Setakat ini tiadalah. Itu yang saya boleh kongsi.
12
13 **MFR** Terima kasih.
14
15 **CHM** So, Philip, yes?
16
17 **PK** Thank you. ASP Shafiee. Nama saya Philip Koh dan peguam bagi
18 keluarga Pn Ruth Sitepu, orang warganegara Indonesia ini, sedang di
19 laporan dihilangkan. Dengan saya ialah En Cyrus, dan dia mungkin
20 akan ada follow up soalan. Soalan saya mengikuti soalan counsel
21 SUHAKAM, alright. Sebagai OCS, adakah tugas saudara nak engage
22 dengan komuniti dan penyinggungan hati orang-orang awam? Adakah
23 tugas OCS di dalam Sungai Way –
24
25 **CHM** Sebentar, sebentar. Penyinggungan?
26
27 **PK** I mean, the public anxiety. Ada public, ada media, yang menyebarkan
28 bahawa mengapa ada kehilangan. Adakah Tuan mengetahui mengenai
29 perkara ini? You faham question?
30
31 **SHAFIEE** I cannot understand the question.
32
33 **PK** Ok, let me give, can I put it in simple English. As a head of police station,
34 is it your duty to also understand the public concerns about crime in the
35 neighbourhood?
36
37 **SHAFIEE** Yes, sure.

1
2 **PK** Ok?
3
4 **SHAFIEE** Yes.
5
6 **PK** And one of the concerns would be if people disappear. Hilang atau
7 diculik. Adakah itu concern?
8
9 **SHAFIEE** Yes, concern.
10
11 **PK** Memang ya?
12
13 **SHAFIEE** Ya.
14
15 **PK** Adakah you ada SOP monitor social media mengenai concerns seperti
16 ini? Adakah SOP di dalam PDRM monitor social media atau berita-
17 berita yang menyebarkan concern ini?
18
19 **SHAFIEE** Ada.
20
21 **PK** Ada ya? Ok. Pada Mei 7 hari bulan, ada satu coalition yang dikatakan
22 CAGE, Coalition Against Enforced Disappearance. Alright. Adakah you
23 mendengar badan itu?
24
25 **SHAFIEE** Tidak.
26
27 **PK** Tidak?
28
29 **SHAFIEE** Tidak.
30
31 **PK** Walaupun badan ini menyebarkan satu notis yang hilang kehilangan
32 ialah Joshua Hilmi dan Ruth Sitepu, ada laporan di dalam Mac, di dalam
33 police station Tuan. Mengapa tak monitor? Ini berita yang hebat.
34 Seluruh dunia pun monitor. Negara pun monitor. Tuan tak tahu?
35
36 **SHAFIEE** Seperti mana saya cakap tadi –
37

1 **PK** Mengenai ini CAGE, enforced disappearance.
2
3 **SHAFIEE** Seperti mana saya cakap tadi, kawal selia IP ini bukan di bawah tangan
4 saya sahaja. Bawah ASP Supari, ASP Affendi dengan –
5
6 **PK** Ok. Dengan reference ASP Supari, Tuan kenal kemudian, just now you
7 just say he was investigating the north, Perlis and Penang and Kedah.
8 Ya. Apakah kes itu yang you tahu?
9
10 **SHAFIEE** Saya tak tahu.
11
12 **PK** Tak tahu?
13
14 **SHAFIEE** Tak tahu.
15
16 **PK** Itu mengenai kehilangan Pastor Raymond Koh dan juga kehilangan
17 yang disyaki Syiah, Amri, Perlis Hope. Ada dengar dua nama itu?
18
19 **SHAFIEE** Tak dengar.
20
21 **PK** Tak dengar?
22
23 **SHAFIEE** Tak dengar.
24
25 **PK** Tak dengar kehilangan Pastor Raymond Koh dan disyaki Syiah, Amri,
26 Perlis Hope?
27
28 **SHAFIEE** Saya tak dengar.
29
30 **PK** Walaupun ASP Supari yang investigating officer itu?
31
32 **SHAFIEE** Yes.
33
34 **PK** Walaupun media sudah hangat mengenai ketiga-tiga orang ini dan juga
35 cage ini melaporkan ke SUHAKAM? Oleh sebab itu Tuan sekarang di
36 sini. You tak ada monitor?
37

- 1 **SHAFIEE** Saya tak ada dengar kes itu.
2
- 3 **PK** Bagaimana you tugas engage untuk orang awam? Siapa pegawai di
4 dalam pejabat mestilah menaikkan berita. Saya faham, Tuan, you sana
5 ada banyak tugas, ada banyak yang lain. Saya faham ya. Saya bukan
6 nak, nak buat embarrassment untuk Tuan. Saya faham you banyak-
7 banyak tugas. Tetapi mungkin ada orang yang monitor berita-berita,
8 isn't it, di dalam pejabat Tuan? Ada?
9
- 10 **SHAFIEE** Mungkin bukan di balai saya ataupun dibuat oleh pihak IPD lah.
11
- 12 **PK** Pihak IPD?
13
- 14 **SHAFIEE** Saya monitor kes hilang dilaporkan dalam kawasan balai saya.
15
- 16 **PK** Tetapi kehilangan ini di dalam kawasan Tuan.
17
- 18 **SHAFIEE** Yang Joshua tadi memanglah.
19
- 20 **PK** Ya. Dan nama ini, dan Ruth Sitepu, adalah dapat di dalam media.
21 Bukan social media sahaja. Di dalam berita national paper juga. Tak
22 monitor?
23
- 24 **SHAFIEE** Pada ketika itu saya tiada maklumat ini. Mungkin di bawah maklumat
25 tiga lagi pihak atasan saya tadi.
26
- 27 **PK** Ok. Apabila laporan kehilangan orang pada anggapan ASP, di bawah
28 Kanun Keseksaan, mungkin kehilangan yang sangat hebat ialah
29 mengenal apa? Penculikan?
30
- 31 **SHAFIEE** Penculikan, mungkin ke arah pembunuhan.
32
- 33 **PK** Ya. Penculikan untuk pembunuhan, Seksyen 364 Kanun Keseksaan.
34 Itu sangat-sangat mustahak itu seksyen. Mengapakah Tuan ASP tak
35 bergerak dengan cergas untuk masuk rumah yang dibiarkan untuk
36 mendapat waran?
37

- 1 **SHAFIEE** Sebab ada kemungkinan lain. Tak semestinya menjurus ke arah itulah.
2
- 3 **PK** Tetapi orang sudah dihilangkan, tidak dapat apa-apa kenyataan, ada
4 rumah di dalam itu, mungkin ada possession atau kotak yang kita sudah
5 ada dengar sekarang, ya evidence ada, Tuan dan dengan investigating
6 officer duduk sahaja di dalam police station?
7
- 8 **SHAFIEE** No. Kita tak boleh membuat anggapan kes kehilangan itu terus
9 menjurus ke arah itu. Sebab kita tak ada pun dapat guide. Melainkan
10 kita jumpa bahan bukti yang dia divederakan ataupun bukti-bukti lain
11 yang, yang kita dapat menjurus ke arah itu. Kita tak ada guide, info-info.
12 Tetapi kita –
13
- 14 **CHM** Minta maaf. Kadang-kadang kita kena berusaha –
15
- 16 **SHAFIEE** Betul, betul, betul, yes.
17
- 18 **CHM** Untuk mencari bukti itu kan sebagai seorang pegawai penyiasat.
19
- 20 **SHAFIEE** Betul, Tuan Pengerusi. Itu pun bergantung dengan –
21
- 22 **CHM** Bukti takkan datang bergolek kat kita.
23
- 24 **SHAFIEE** Betul.
25
- 26 **CHM** Kita duduk pejabat, bukti takkan datang. Kita kena keluar kan.
27
- 28 **SHAFIEE** Betul. Tapi itu pun bergantung dengan arahan pihak atasan saya, Tuan
29 Pengerusi.
30
- 31 **CHM** Sebagai pegawai peringkat inspektor, takkan nak tunggu orang atas,
32 selalunya tunggu saja kan. Kadang inisiatif kena datang daripada kita
33 kan.
34
- 35 **SHAFIEE** Betul.
36

1 **CHM** Kita orang on the ground. Kita di Sungai Way. Berlaku ini berlaku di
2 Sungai Way. Mereka di IPD PJ.
3
4 **PK** Ya, kalau kita meminta IPD, IPD kata itu bukan kita tugas, itu tugas
5 Sungai Way. Jadi, siapa bertugas? Tidak ada orang nak bertugas?
6
7 **SHAFIEE** No. Kita pun perlu arahan tetap. Perlukan arahan daripada pihak
8 atasan.
9
10 **PK** Ok, saya, I terbalik untuk, ada dua orang yang dilaporkan menghilang
11 oleh Peter Pormannan. Nama mereka sedikit akan menarik hati, alright.
12 Joshua Hilmi, dan juga Ruth Sitepu. Nama Ruth Sitepu. Kalau saya
13 bagi you tahu, Ruth Sitepu, adakah you ingatkan adakah orang ini
14 orang Melayu ke atau warganegara yang lain? Ruth Sitepu. Adakah
15 nama ini digunakan oleh orang warganegara?
16
17 **SHAFIEE** Itu saya tak pasti.
18
19 **PK** So, kalau tak pasti, mestilah menyiasat adakah ini orang warganegara
20 yang lain.
21
22 **SHAFIEE** Itu memang saya dah arahkan pegawai penyiasatlah untuk membuat
23 siasatan in detail.
24
25 **PK** Ok. Kemudian, keluarga Sitepu datang ke Malaysia dan juga membuat
26 laporan kehilangan adik mereka. Adakah ASP mengetahui perkara ini?
27
28 **SHAFIEE** Saya tak tahu.
29
30 **PK** Tak tahu? So, tidak ada hubungan bahawa laporan itu dan laporan ini
31 dari PDRM?
32
33 **SHAFIEE** Kena check lah. Mungkin pada hari repot itu dibuat saya telah transfer.
34 Saya pun tak ingattah.
35
36 **PK** So, you tidak ada, ada perhubungan dari PDRM mengenai repot itu?
37 Sebab repot itu kata Ruth Sitepu telah di hilang dengan suaminya

1 Joshua Hilmi. So, PDRM tak tengok database atau komputer? Mesti
2 ada database, isn't it? Kalau masuk nama Joshua Hilmi dan Ruth
3 Sitepu, akan database mengikuti ke police station Tuan.
4
5 **SHAFIEE** Betul. Mungkin bukan bawah kendalian saya pada ketika itu.
6
7 **PK** Ya, saya faham. Bukan tanggungjawab. So, PDRM yang mendapat
8 police report itu tidak berhubung dengan, tidak ada apa-apa langkah
9 yang you mengetahui bahawa sudah ada laporan yang dibuat oleh
10 keluarga Ruth Sitepu, you tak kenal, you tak mengetahui ya?
11
12 **SHAFIEE** Saya tak mengetahui. Ada, mungkin dia maklumkan kepada –
13
14 **CHM** Hold on.
15
16 **PK** Ya.
17
18 **CHM** Can I have the date of that report?
19
20 **PK** Do we have it? Exhibit 8, thank you. SUHAKAM officer advises that
21 Exhibit 8.
22
23 **CHM** Can you show him the report?
24
25 **PK** Can we show the report, yes? Thank you. Helpful to us. Ok.
26
27 **CHM** Tarikh 28 Februari.
28
29 **PK** Februari.
30
31 **CHM** Oh, witness has left the –
32
33 **SHAFIEE** Already left the Sungai Way. Already report to Maktab Cheras.
34
35 **PK** To be fair to you, yes.
36
37 **SHAFIEE** Yes.

1
2 **PK** Yes, itu adil. Tuan bukan di dalam –
3
4 **SHAFIEE** Ya.
5
6 **PK** Pejabat itu. Mungkin kita boleh menyoal inspektorlah, Nurul atau apa,
7 ya.
8
9 **SHAFIEE** Ya.
10
11 **PK** Maaf ya. Saya faham –
12
13 **SHAFIEE** Mungkin masa ini yang ASP Hairol itu tadilah, yang the next officer
14 replaced me.
15
16 **PK** I see.
17
18 **SHAFIEE** Yes.
19
20 **CHM** ASP?
21
22 **SHAFIEE** ASP Hairol Azhar if I'm not mistaken.
23
24 **CHM** Oh, submit Zulfadhly ada orang lain ya?
25
26 **SHAFIEE** Yes, yes. Before Insp Zulfadhly being the OCS Sungai Way, another
27 officer replaced me before him.
28
29 **CHM** Yang mana?
30
31 **SHAFIEE** Hairol Azhar.
32
33 **CHM** Inspektor? Masa itu inspektorlah?
34
35 **SHAFIEE** ASP, ASP.
36
37 **CHM** ASP?

1
2 **SHAFIEE** Yes.
3
4 **CHM** ASP Hairol Azhar?
5
6 **SHAFIEE** Yes.
7
8 **CHM** Ok. On our list? Ok, yes.
9
10 **PK** Ok, maaf. Kita akan menyoal ASP itu. Sebab Tuan sudah –
11
12 **SHAFIEE** Yes, transfer.
13
14 **PK** Yes, *ditransfer*. Saya faham. Itulah saja soalan saya.
15
16 **SHAFIEE** Ok, thank you.
17
18 **PK** En Cyrus ada satu dua soalan ya.
19
20 **TFW** Ya, ASP, selamat pagi. Tadi ada bagi jawapan, ada soalan yang
21 ditanya oleh panel dan juga SUHAKAM. Tugas ASP sebagai OCS
22 semasa itu termasuk satu sekatan jalanlah. So, boleh ASP terangkan,
23 sekatan jalan prosedur bagaimana? Berapa kerap Tuan jalankan
24 sekatan jalan di Petaling Jaya?
25
26 **[12:00PM]**
27
28 **SHAFIEE** Sekatan jalan raya ini, Tuan Pengerusi, memang satu tugas anggota
29 saya, anggota dan saya akan buat lah. Antara tujuan untuk membuat
30 pencegahan jenayah, untuk pemeriksaan individu dan untuk OP
31 tutuplah jika ada bertaku kecurian yang kita tahu ataupun jika berlaku
32 apa-apa jenayah untuk kita mengelakkan orang itu keluar daripada
33 suatu kawasan itu. Dan saya boleh rumuskan bahawa sekatan jalan
34 raya ini dibuat berdasarkan keperluan. Dalam seminggu itu mungkin
35 ada dua tiga kali akan dibuat. Kadang-kadang sekatan jalan raya ini
36 dibuat dalam satu operasi bersepadu. Bercampur dengan agensi
37 lainlah.

1
2 **CHM** JPJ ya biasa?
3
4 **SHAFIEE** Yes.
5
6 **TFW** Ok, lebih lanjut sedikit, sebelum saya tanya soalan direct. So, untuk
7 sekatan jalan, berkenaan dengan operasi bersepadu, Tuan perlu
8 berhubung dengan JPJ ke ataupun Tuan perlu berhubung dengan bilik
9 operasi di Petaling Jaya sebelum membuat sekatan?
10
11 **SHAFIEE** Betul. Jika saya buat sekatan jalan raya tidak melibatkan agensi lain,
12 sebelum satu sekatan jalan raya itu dibuat, saya memaklumkan kepada
13 bilik gerakan daerahlah bahawa sekatan jalan raya dijalankan dengan
14 kekuatan berapa orang, daripada jam berapa ke berapa, lokasi sekatan
15 jalan raya.
16
17 **TFW** Ok, bilik gerakan. So, saya sambungkan untuk sekatan jalan raya ya.
18 So, Tuan tahu kali terakhir di, I mean, Joshua dan Ruth berada di
19 rumah, keluar dari rumah adalah pada 30.11.2016. Ada arahan
20 diberikan oleh Tuan sebagai OCS kepada pegawai penyiasat dan juga
21 SIO berkenaan dengan semakan bilik gerakan di Petaling Jaya? Ada
22 arahan dikeluarkan?
23
24 **SHAFIEE** Maksudnya –
25
26 **TFW** Maksudnya, Tuan ada keluarkan arahan, adakah Tuan keluarkan
27 arahan untuk menyemak itu bilik gerakan? Kerana bilik gerakan adalah
28 berhubung dengan tadi kata sekatan jalan. Faham? Tadi soalan
29 berkenaan sekatan jalan, Tuan kata ada, kadang-kadang ada
30 berhubung dengan bilik gerakan dan juga JPJ untuk melakukan
31 sekatan jalan. Untuk soalan saya berikutnya adalah, Tuan ada
32 keluarkan arahan untuk menyemak bilik gerakan kepada Sarjan Sibeo
33 dan juga ASP Supari berkenaan dengan kes Ruth dan juga Joshua?
34
35 **SHAFIEE** Menyemak berkaitan dengan kehilangan orang hilang ini tadi dengan
36 bilik gerakan?
37

1 **TFW** Ya.

2

3 **PM2** Menyemak apa? Menyemak ada sekatan jalan pada hari itu?

4

5 **TFW** No, I'll go to that. Just for the semakan for the, bilik gerakan mungkin

6 Tuan akan berikan sedikit, serba sedikit dengan bilik gerakan. Bilik

7 gerakan boleh nampak apa-apa terjadi untuk pencegahan jenayah

8 semua kan? Betul, Tuan?

9

10 **SHAFIEE** Betul.

11

12 **TFW** So, ada buat semakan dengan bilik gerakan tentang pergerakan di

13 sekitar rumah Joshua dan Ruth?

14

15 **SHAFIEE** Saya tak pasti. Mungkin boleh soal kepada pegawai penyiasatlah.

16

17 **TFW** Tapi bagi pihak Tuan, Tuan tak pasti ada keluaran arahan atau

18 tidaklah?

19

20 **SHAFIEE** Tak pasti.

21

22 **CHM** Di Balai Polis Sungai Way ada bilik gerakan ya?

23

24 **SHAFIEE** Bilik gerakan tiada, di IPD.

25

26 **CHM** Di IPD saja ada bilik gerakan?

27

28 **SHAFIEE** Ya.

29

30 **CHM** Ok.

31

32 **TFW** So, pada seingat Tuanlah, adakah sekatan jalan dilakukan pada sekitar

33 30.11.2016 lebih kurang daripada malam 08:00PM sehingga lewatlah?

34 Untuk OCS, kawasan OCS. Tuan masih ingat?

35

36 **SHAFIEE** Kalau pada tarikh yang orang hilang dikatakan masih berada di rumah,

37 saya tak pasti. Kena semak dengan bilik gerakanlah. Ada tak sekatan

1 jalan raya dibuat berhampiran ataupun berdekatan dengan jalan di
2 situlah. I'm not sure.

3

4 **TFW** Selain daripada bidang kuasa Tuan, Tuan untuk sekatan jalan raya ya,
5 untuk sekatan jalan raya yang berhampiran dengan bidang kuasa Tuan,
6 Tuan ada liaised, ada berhubung dengan balai polis yang lain?
7

8 **SHAFIEE** Untuk?

9

10 **TFW** Untuk mendapatkan maklumat sekatan jalan raya. Supaya dapat trace
11 lah, dapat trace.

12

13 **SHAFIEE** Sekatan jalan raya –

14

15 **CHM** When was the report made?

16

17 **TFW** The report was made in March.

18

19 **CHM** In March.

20

21 **SHAFIEE** March 2017.

22

23 **CHM** Then only the balai polis were alerted kan?

24

25 **TFW** Yes.

26

27 **CHM** The report alerts them.

28

29 **TFW** Yes, but then if I refer to Exhibit 1, the report briefly mentioned that
30 Joshua and Ruth hilang lebih kurang November 2016. So when it was
31 alerted, I believe within three months' time, the recording for the bilik
32 gerakan, kalau saya silap, masih boleh dapat semak kan? Betul?

33

34 **SHAFIEE** Boleh semak dengan bilik gerakan sama ada roadblock, sekatan jalan
35 raya itu tadi dibuat tak pada ketika itu. I'm not sure. Itu before I report to
36 Sungai Way, that time. The date is refer 2016, before I report to being
37 OCS in Sungai Way. I can't answer that question.

1
2 **PM2** Counsel, are you asking to know whether as part of the investigation,
3 he or Sergeant or ASP Supari checked with the bilik gerakan to get
4 information –
5
6 **TFW** Yes.
7
8 **PM2** Is that –
9
10 **TFW** Yes.
11
12 **PM2** Maybe just direct that question to him directly.
13
14 **TFW** Tuan ada memberi arahan untuk, kepada Sarjan Sibee dan juga ASP
15 untuk menyemak bilik gerakan berkenaan dengan pergerakan orang
16 hilang dan kereta itu?
17
18 **SHAFIEE** Saya tiada. Mungkin oleh pegawai saya. Saya tiada.
19
20 **TFW** Kereta Kancil, ada?
21
22 **SHAFIEE** Saya tiada.
23
24 **TFW** Tadi Tuan ada katakan –
25
26 **PM2** Just a moment. Adakah itu satu kebiasaan, bila ada repot sebegini yang
27 meeting berkala itu, yang bawah ASP Omar itu, sebab saya masih lagi
28 minat dengan SOP kehilangan itu. Adakah ini satu lagi tambahan, tadi
29 saya tanya CCTV. Sekarang adakah maklumat daripada bilik gerakan
30 itu juga merupakan salah satu daripada SOP yang harus dibuat oleh
31 pegawai penyiasat?
32
33 **SHAFIEE** Betul. Untuk memaklumkan kehilangan orang, di bilik gerakan. Sebab
34 setiap sekatan jalan raya yang dibuat dalam satu IPD itu, jika
35 mendengar ataupun berjaya mengesan orang yang diperiksa ketika
36 roadblock itu, detail itu akan dimaklumkan kepada bilik gerakan. Kes
37 macam ini kita pun pernah dilaporkan. Satu keluarga yang melaporkan

- 1 ahli keluarganya yang ada masalah mental hilang dari rumah. And then
2 melalui sekatan jalan raya ataupun polis ronda motosikal dan MPV, kita
3 berjaya mengesan orang-orang yang macam ini dan kita maklum
4 dengan bilik gerakan, orang ini nama sekian dengan bentuk badan
5 dengan mimik muka sekian terjumpa dan kita pun info pada bilik
6 gerakan. Dan kita maklumkan pada family dia.
7
- 8 **PM2** Itu untuk orang yang hilang macam hari ini ke semalam ke.
9
- 10 **SHAFIEE** Yes.
11
- 12 **PM2** Tapi ini kes Mac, dia hilang November. Adakah sebahagian daripada
13 SOP untuk mencari maklumat dari bilik gerakan, adakah waktu itu
14 mereka jumpa, sebab sekarang dah tiga empat bulan kan. Sekatan hari
15 itu pada Mac itu tak ada kena mengenalah. Mungkin kena, mungkin tak
16 kena. Tapi persoalan dia adakah sebahagian daripada SOP, harus kita
17 check dengan bilik gerakan pada hari yang mereka jangka yang dia
18 hilang itu untuk mendapat maklumat? Adakah itu sebahagian daripada
19 SOP?
20
- 21 **SHAFIEE** I'm not sure.
22
- 23 **PM2** Not sure?
24
- 25 **TFW** Ok, tadi ada soalan kepada ASP berkenaan dengan Tuan ada memberi
26 arahan kepada IO lah. Betul? So, soalan seterusnya adalah, Tuan ada
27 beri arahan, so, soalan yang seterusnya daripada pegawai perakam
28 adalah apa arahan yang diberikan, so jawapan Tuan adalah, 'saya
29 hubungi pengadu untuk mendapatkan statement, cuba kesan alamat,
30 semakan imigresen.' So, soalan saya adalah, seingat Tuanlah bila
31 arahan tersebut dikeluarkan oleh Tuan?
32
- 33 **SHAFIEE** Saya tak ingatlah.
34
- 35 **TFW** Tidak ingat ya?
36
- 37 **SHAFIEE** Tak ingat.

- 1
- 2 **TFW** Ok, soalan seterusnya adalah, setiap arahan yang dikeluarkan kepada
3 IO dan IO perlu catatkan di dalam diari siasatan, betul?
4
- 5 **SHAFIEE** Betul.
- 6
- 7 **TFW** So, sekiranya panel menyemak diari siasatan, panel dapat tahu bila
8 arahan tersebut dikeluarkanlah? Betul?
9
- 10 **SHAFIEE** Betul, kalau pegawai penyiasat ada memasukkanlah dalam diari.
11
- 12 **TFW** So, Tuan tahu adalah satu keperluan di bawah kanun prosedur adalah
13 setiap siasatan perlu dicatat di dalam diari siasatan? Tuan faham kan?
14
- 15 **SHAFIEE** Faham.
- 16
- 17 **TFW** Selepas arahan yang dikeluarkan oleh, first time Tuan sebagai OCS
18 keluarkan arahan kepada Sarjan Sibeer dan juga diselia dan ditolong
19 oleh ASP Supari. Selepas first time arahan dikeluarkan, berapa kali
20 ASP follow up, mendapatkan maklum balas daripada Sarjan Sibeer
21 untuk follow kes ini?
22
- 23 **SHAFIEE** Saya tak ingat. Kerap.
- 24
- 25 **TFW** Itu saja soalan saya. Thank you.
- 26
- 27 **ADY** Assalamualaikum, Yang Arif, and very good morning to panel
28 commissioners. Tuan Shafiee.
29
- 30 **SHAFIEE** Ya, Tuan.
- 31
- 32 **ADY** Saya ada beberapa soalan. Yang pertama sekali, izinkan saya, Yang
33 Arif, untuk bertanya, probably benda ini adalah berulang tapi just to get,
34 to seek clarification. Thank you, Yang Arif. Tuan Shafiee bertugas
35 sebagai OCS Balai Polis Sungai Way,
36
- 37 **SHAFIEE** Betul, Tuan.

1
2 **ADY** Boleh nyatakan specifically daripada bulan berapa ke bulan berapa?
3
4 **SHAFIEE** Daripada bulan Januari 2017 hingga bulan Disember hujung tahun.
5
6 **ADY** Bulan Disember.
7
8 **PM2** 2000?
9
10 **SHAFIEE** 2017.
11
12 **ADY** 2017 juga. Tahun yang sama.
13
14 **SHAFIEE** Tahun yang sama.
15
16 **CHM** Again. From January of 2-0-1?
17
18 **SHAFIEE** '17.
19
20 **CHM** 2017. To December 2017?
21
22 **SHAFIEE** On the same year.
23
24 **ADY** Masa 2017 Disember itu, Tuan bertukar ke mana?
25
26 **SHAFIEE** Ke Maktab Cheras Kuala Lumpur.
27
28 **ADY** Alasan tukar itu pasal apa?
29
30 **SHAFIEE** Kenaikan pangkat daripada Inspektor ke ASP.
31
32 **ADY** So sepanjang tahun 2017 Januari hingga Disember, tugas Tuan
33 sebagai OCS Sungai Way, betul?
34
35 **SHAFIEE** Betul.
36

1 **ADY** Setuju ya? Ok. Sebagai OCS, boleh tak Tuan just nyatakan secara
2 ringkas tugas-tugas yang penting di bawah bidang kuasa sebagai
3 seorang OCS.
4
5 **SHAFIEE** Saya sebagai timbalan penjaga lokap, pencegahan jenayah,
6 community producing, dan mengatur jadual tugas keseluruhan balai
7 saya termasuk pejabat pertanyaan, sentri lokap, ronda MBV, sekatan
8 jalan raya, escort, dan lain-lain tugas.
9
10 [12:15PM]
11
12 **ADY** Berapa keanggotaan balai Tuan ketika itu?
13
14 **SHAFIEE** Pada ketika itu 86.
15
16 **ADY** Yang Arif, izinkan saya untuk merujuk kepada repot, Exhibit 1 or 2.
17 Repot kehilangan itu. Exhibit 1, Yang Arif. So tadi Tuan setuju seingat
18 saya bahawa salah satu penugasan sebagai OCS adalah untuk
19 menerima laporan-laporan dan termasuk juga dengan laporan kes
20 orang hilang. Setuju?
21
22 **SHAFIEE** Setuju.
23
24 **ADY** Ok. Tuan, boleh tengok laporan ini dibuat. Tarikh laporan.
25
26 **SHAFIEE** Boleh, Tuan.
27
28 **ADY** Berapa hari bulan itu?
29
30 **SHAFIEE** 06.03.2017.
31
32 **ADY** So ketika itu Tuan masih lagi OCS? Setuju?
33
34 **SHAFIEE** Masih lagi, setuju.
35
36 **ADY** Masa Tuan, pada tarikh yang 6hb itu, Tuan dimaklumkan berkenaan
37 dengan laporan ini. So first sekali masa Tuan terima repot ini, dalam

1 pemikiran Tuan, apakah kejadian ataupun kesalahan yang berlaku
2 pada ketika itu?
3
4 **SHAFIEE** Orang hilang, Tuan.
5
6 **ADY** Tuan tadi dalam keterangan tadi Tuan ada katakan banyak menerima
7 laporan-laporan kes orang hilang kan.
8
9 **SHAFIEE** Betul, Tuan.
10
11 **ADY** So dalam pemikiran Tuan, kes ini macam mana?
12
13 **SHAFIEE** Memang orang hilang saja, Tuan.
14
15 **ADY** Yalah, mungkin pemikiran kita disebabkan masalah keluarga. Macam
16 Tuan kata masalah keluarga, bergaduh dengan family, apa, lari ikut
17 boyfriend.
18
19 **SHAFIEE** Betul, Tuan.
20
21 **ADY** So dalam pemikiran Tuan, ini kes macam mana? Bagaimana rupa?
22 Macam mana rupa kes ini? Dalam pemikiran. Adakah ini yang biasa
23 berlaku? Luar biasa? Mungkin kejadian disebabkan ah long cari, hilang
24 lari takut ah long cari. So pemikiran Tuan apa, kalau dapat bagi tahu
25 dalam dewan yang mulia ini.
26
27 **SHAFIEE** Laporan ini pada hemat saya, pada mulanya biasa, Tuan. Sebab saya
28 memang selalu terima repot lebih kurang macam ini.
29
30 **ADY** So anggapan Tuan masa baca repot ini is –
31
32 **SHAFIEE** Orang hilang.
33
34 **ADY** Orang hilang biasalah?
35
36 **SHAFIEE** Betul.
37

- 1 **ADY** Mungkin ada masalah peribadi –
2
- 3 **SHAFIEE** Keluarga, peribadi, ada masalah dengan pihak-pihak lainlah.
4
- 5 **ADY** Ok. So sekarang ini repot ini dibuat pada 6hb Mac.
6
- 7 **SHAFIEE** Betul, Tuan.
8
- 9 **ADY** Masa lepas Tuan terima repot ini apa tindakan Tuan.
10
- 11 **SHAFIEE** Saya maklum kepada pihak anggota menerima repot untuk memberi
12 arahan supaya Sarjan Sibee sebagai pegawai penyiasat. Dan untuk
13 berhubung dengan pengadu bagi tindakan awal, merakam percakapan
14 pengadu untuk mendapatkan maklumat-maklumat lain.
15
- 16 **ADY** Sarjan Sibee ini memang bertugas bawah balai pentadbiran Tuan?
17
- 18 **SHAFIEE** Betul, Tuan.
19
- 20 **ADY** Dia sebagai apa?
21
- 22 **SHAFIEE** Sarjan aktiviti balai.
23
- 24 **ADY** Sarjan aktiviti ini apa penugasannya?
25
- 26 **SHAFIEE** Sarjan aktiviti ini terlibat dalam penyiasatan orang hilang, fire report,
27 sudden death report, dan termasuk juga penyeliaan semua kes-kes
28 ataupun repot dan staf bertugas pada hari dia ditetapkan, sarjan aktiviti
29 ini tadi.
30
- 31 **ADY** So termasuk dengan siasatan orang hilang dan juga fire report.
32
- 33 **SHAFIEE** Ya, termasuk siasatan orang hilang, fire report.
34
- 35 **CHM** Can I interject? Ada berapa sarjan –
36
- 37 **SHAFIEE** Tiga.

1
2 **CHM** Yang boleh ditugaskan untuk membuat kerja macam ini? Selain
3 daripada Sibee, ada berapa lagi sarjan?
4
5 **SHAFIEE** Di balai saya pada ketika itu, Tn Pengerusi, ada tiga, Tn Pengerusi,
6
7 **CHM** Tiga sarjan?
8
9 **SHAFIEE** Ya.
10
11 **CHM** Anggota semua 86?
12
13 **SHAFIEE** Yes.
14
15 **CHM** Inspektor, selain daripada –
16
17 **SHAFIEE** No, no, no.
18
19 **CHM** You are the only inspector there?
20
21 **SHAFIEE** Yes. Bawah saya ada deputy, sergeant major.
22
23 **CHM** Sergeant major.
24
25 **SHAFIEE** Yes. Sergeant major itu membantu saya buat penyeliaanlah ketika
26 ketiadaan saya. Mungkin saya mesyuarat –
27
28 **CHM** Sergeant major ini more of admin ke?
29
30 **SHAFIEE** Yes, admin. Admin and operasi.
31
32 **CHM** Lepas itu ada lagi tiga sarjan?
33
34 **SHAFIEE** Tiga sarjan. Sarjan tadi including Sergeant Sibee.
35
36 **CHM** Dan En Shafiee boleh arahkan tugas ini kepada mana-mana satu
37 sarjan?

1

2 **SHAFIEE** Betul.

3

4 **CHM** Oh I see. Ok, yes, yes. Thank you.

5

6 **ADY** Thank you, Yang Arif. Tuan telah mengarahkan Sarjan Sibee untuk
7 mengambil kes ini.

8

9 **SHAFIEE** Betul, Tuan.

10

11 **ADY** Selepas Tuan arahkan Sarjan Sibee untuk ambil siasatan terhadap kes
12 ini, apakah tindakan Sarjan Sibee yang telah, yang dikatakan telah
13 diarahkan oleh Tuan untuk ambil kes ini, apa tindakan dia seterusnya?
14

15 **SHAFIEE** Cuba menghubungi pengadu untuk rakaman percakapan dan saya pun
16 telah arahkan juga Sarjan Sibee untuk membuat semakan dengan
17 agensi-agensy yang saya maklumkan tadi, JPN, JPJ untuk semakan
18 kenderaan jika ada setelah rakaman percakapan itu dibuat. Dan
19 semakan dengan jabatan imigresen untuk semak keluar masuk orang
20 hilang dan isterinya.

21

22 **ADY** Itu semasa Tuan mengarahkan selepas terima report inikah ataupun
23 dari satu-satu tempoh masa tertentu?

24

25 **SHAFIEE** Selepas terima report itu, Tuan, saya memang arah... arahan pertama
26 saya ialah hubungi Pengadu untuk mengesan Pengadu bagi rakam
27 percakapan.

28

29 **ADY** So pengadu dapat dihubungi?

30

31 **SHAFIEE** Pengadu, saya dimaklumkan oleh Sarjan Sibee, sangat sukar
32 dihubungi. Walaupun dihubungi dengan beberapa kali, termasuk...
33 saya juga telah dimaklumkan oleh Sarjan Sibee, 'Cuba Tuan hubungi
34 Pengadu.' Dan saya pun pernah dapat hubungi Pengadu tetapi dijawab
35 oleh lawyer Pengadu.

36

37 **ADY** So anggaran berapa kali percubaan itu?

1
2 **SHAFIEE** Banyak kali, Tun, anggaran tiga ke empat kali memang tak berangkat.
3 No return call. Mungkin perkara yang sama dialami oleh Sarjan Sibee
4 lah.
5
6 **ADY** Perkara ini, tindakan ini telah ada dicatit dalam mana-mana ID ke
7 ataupun –
8
9 **SHAFIEE** Mungkin dicatit dalam ID siasatan Sarjan Sibee, Tuan.
10
11 **ADY** Ada ya?
12
13 **SHAFIEE** Baik, Tuan.
14
15 **ADY** Ok. Selain daripada itu? Selain daripada cuba menghubungi, ada
16 tindakan-tindakan lain yang diambil oleh pihak Tuan ataupun Sarjan
17 Sibee?
18
19 **SHAFIEE** Saya telah mengarahkan Sarjan Sibee untuk membuat semakan di
20 alamat seperti mana dinyatakan oleh Pengadu dan cuba mengesan,
21 bertanya dengan jiran-jiran berdekatan dengan rumah tersebut jika
22 mengenal orang yang hilang untuk kita dapatkan maklumat, sama ada
23 maklumat kenderaan ataupun nombor handphone.
24
25 **ADY** Ok.
26
27 **CHM** Sebentar, sebentar. Boleh ingat tak siapa lawyer Pengadu itu?
28
29 **SHAFIEE** Saya tak ingat Tuan Pengerusi.
30
31 **CHM** Tak ingat?
32
33 **SHAFIEE** Tak ingat.
34
35 **CHM** Ok tak ingat. En Shafiee mungkin beritahu, 'Saya nak menghubungi
36 Pengadu,' bukan?
37

1 **SHAFIEE** Ya.
2
3 **CHM** Dan lawyer jawab.
4
5 **SHAFIEE** Lawyer jawab.
6
7 **CHM** Apa lawyer itu beritahu? Apa dia beritahu, En Shafiee?
8
9 **SHAFIEE** 'Saya lawyer kepada Peter Pormannan.'
10
11 **CHM** Ya?
12
13 **SHAFIEE** 'Apa-apa tindakan you boleh berhubung dengan saya. Nak jumpa
14 dengan dia, berhubung dengan saya. Nanti saya akan minta dia
15 berhubung dengan you balik.' Tapi kita tak dapat feedback lah. Dan
16 saya pun ada mempunyai nombor handphone lawyer itu.
17
18 **CHM** Ada?
19
20 **SHAFIEE** Ada. I still keep it.
21
22 **CHM** Ada suruh minta lawyer itu datang ke balai polis?
23
24 **SHAFIEE** Saya beri arahan itu kepada Sarjan Sibee untuk follow up sebab saya
25 pun dah passed nombor handphone itu, 'Please contact, keep on
26 contact.'
27
28 **CHM** Jadi lawyer itu muncul tak? Ada Sarjan Sibee minta lawyer itu datang
29 ke Balai Polis Sungai Way?
30
31 **SHAFIEE** I think so but boleh buat pemeriksaan dengan Sarjan Sibee lah.
32
33 **CHM** Ok.
34
35 **SHAFIEE** But I gave the phone number. IO Pn Nurul Huda pun I gave to him,
36 'Please follow up anything,' info apa semua.
37

1 **CHM** But you personally didn't see the lawyer? Tak berjumpa dengan lawyer?
2
3 **SHAFIEE** I didn't see him, just by call.
4
5 **CHM** Ok.
6
7 **ADY** Ok. Ok Tuan, bila agaknya statement Pengadu berjaya diambil?
8
9 **SHAFIEE** Selepas sebulan report dibuat.
10
11 **ADY** Selepas sebulan?
12
13 **SHAFIEE** Ya.
14
15 **ADY** Macam mana Pengadu boleh hadir?
16
17 **SHAFIEE** Selepas dihubungi oleh Sarjan Sibee, Tuan.
18
19 **ADY** Baru dapat... lepas beberapa kali itu?
20
21 **SHAFIEE** Banyak kali, Tuan.
22
23 **ADY** Banyak kali.
24
25 **SHAFIEE** Saya pun kerap kali hubungi.
26
27 **ADY** Ok. Ok Tuan, that means statement diambil selepas sebulan, ingat
28 tarikh?
29
30 **SHAFIEE** Tak ingat, Tuan.
31
32 **ADY** Tak ingat. Anggaran dalam bulan berapa?
33
34 **SHAFIEE** Dalam bulan April.
35
36 **ADY** Bulan April ok.
37

1 **CHM** Tadi dah beritahu dah.
2
3 **ADY** Ya?
4
5 **CHM** Oh. We got the date.
6
7 **ADY** You got the date.
8
9 **CHM** 7th April.
10
11 **ADY** Oh ok. Pada bulan April selepas dah ambil statement itu, daripada
12 keterangan, daripada report yang tadi, Sungai Way report tadi itu,
13 daripada report tersebut, daripada bacaan daripada report tersebut,
14 Tuan boleh bayangkan apa actually insiden yang berlaku terhadap
15 Joshua Hilmy dan juga Ruth Sitepu? Hanya berpandukan pada report
16 sahaja.
17
18 **SHAFIEE** Jika berpandukan report itu, saya beranggapan itu kehilangan sama
19 juga seperti mana kehilangan yang pernah dilaporkan sebelum itu,
20 Tuan.
21
22 **ADY** Dan setelah statement diambil, apakah pemahaman Tuan terhadap
23 statement Pengadu berkenaan kes ini?
24
25 **SHAFIEE** Masih sama, Tuan.
26
27 **ADY** Masih sama. Samar-samar lagi?
28
29 **SHAFIEE** Betul Tuan, samar-samar.
30
31 **ADY** Tahu tak punca kenapa dia hilang ataupun keluar rumah? Ada
32 dinyatakan?
33
34 **SHAFIEE** Tiada.
35

1 **ADY** Tiada, ok. Setuju tak dengan saya, Tuan, dalam kes ini, that means
2 sebagai seorang OCS, Tuan juga bertanggungjawab kepada penyelia
3 Tuan?
4
5 **SHAFIEE** Betul, Tuan.
6
7 **ADY** Iaitu Ketua Bahagian Pentadbiran Daerah.
8
9 **SHAFIEE** Betul, Tuan.
10
11 **ADY** Setuju ya?
12
13 **SHAFIEE** Setuju, Tuan.
14
15 **ADY** Setuju dengan saya sekiranya saya kata sebagai Ketua Bahagian
16 Pentadbiran Daerah, kes-kes melibatkan prior report dan juga kes-kes
17 orang hilang adalah di bawah pemantauan, penyeliaan Ketua Bahagian
18 Pentadbiran Daerah?
19
20 **SHAFIEE** Betul, Tuan.
21
22 **ADY** Setuju ya?
23
24 **SHAFIEE** Setuju, Tuan.
25
26 **ADY** So dalam kes ini walaupun berlaku di dalam balai pentadbiran balai
27 Tuan, adakah Tuan mempunyai kuasa untuk menyelia dan memantau
28 siasatan?
29
30 **SHAFIEE** Ada, Tuan.
31
32 **ADY** Ada. Tapi Tuan masih lagi perlu menjawab.
33
34 **SHAFIEE** Betul, Tuan.
35
36 **ADY** Ataupun merujuk kepada KBPD ataupun short form, Yang Arif, Ketua
37 Bahagian Pentadbiran Daerah is also known as KBPD. KBPD, so if

1 may, mungkin saya dapat menggunakan istilah KBPD ini dalam konteks
2 kita punya inkuiri hari ini, kalau dibenarkan, Yang Arif.
3
4 **CHM** He's not the... he's not the OCPD... no?
5
6 **ADY** No.
7
8 **CHM** Bawah sikit.
9
10 **ADY** KBPD is the one that saksi ini nyatakan as DSP Omar tadi.
11
12 **CHM** Yes.
13
14 **ADY** So, he's actually the one in charge of administration of the balai. So,
15 kes-kes melibatkan kes orang hilang as well as IO report is under the
16 purview of KBPD.
17
18 **CHM** KPPD?
19
20 **ADY** Yes.
21
22 **CHM** Ketua?
23
24 **ADY** Bahagian Pentadbiran Daerah.
25
26 **CHM** Oh... KB?
27
28 **ADY** B for Bahagian.
29
30 **CHM** Ketua Bahagian.
31
32 **ADY** P for Pentadbiran. D for Daerah.
33
34 **CHM** I see. Thank you.
35
36 **ADY** Ok Tuan, setuju dengan saya dalam siasatan ini, kes ini, kertas
37 siasatan telah dipantau oleh Tuan sendiri dan juga KBPD?

1

2 **SHAFIEE** Setuju, Tuan.

3

4 **ADY** Ada di minit tak dalam... mana-mana dalam kertas siasatan untuk
5 tindakan atau untuk mengarahkan IO untuk mengambil tindakan-
6 tindakan yang sewajarnya? Ada tidak?

7

8 **SHAFIEE** Saya tak pasti, Tuan. Mungkin di minit oleh antara tiga tadi. Saya tak
9 pasti sebab banyak IP.

10

11 **ADY** Ok. So sekali lagi yang ASP Affendi ini juga memantau siasatan ini,
12 setuju?

13

14 **SHAFIEE** Setuju, Tuan.

15

16 **ADY** Setuju, ok. Ok Tuan, dalam pelaksanaan siasatan kehilangan Joshua
17 Hilmy dan juga isterinya, ada tak di peringkat balai ataupun di IPD
18 ditubuhkan satu jawatankuasa ataupun task force untuk menyiasat
19 khasnya kes ini? Ada tidak? Daripada peringkat balai dan juga...
20 ataupun daripada peringkat IPD.

21

22 **SHAFIEE** Pada ketika saya bertugas itu, tiada.

23

24 **ADY** Dan penugasan yang Tuan katakan tadi bahawa CID yang diketuai oleh
25 ASP.

26

27 **SHAFIEE** Supari.

28

29 **ADY** Supari... dalam membantu menyiasat kes ini, adakah itu satu task force
30 ataupun hanya membantu sahaja?

31

32 **SHAFIEE** Task force, Tuan.

33

34 **ADY** Task force, bukan?

35

36 **SHAFIEE** Task force.

37

1 **ADY** So setujulah dengan saya itu adalah satu task force?
2
3 **SHAFIEE** Setuju. Setuju, Tuan.
4
5 **ADY** So task force ini, ia melapor kepada siapa?
6
7 **SHAFIEE** Melapor kepada KBPD tadi.
8
9 **ADY** KBPD. So ada tak mesyuarat-mesyuarat yang dibuat ataupun dipanggil
10 oleh KBPD bersama ahli-ahli task force dan juga IO dan juga mungkin
11 Tuan sekali, sepanjang siasatan ini berlangsung? Atau sepanjang
12 masa Tuan berada di Balai Polis Sungai Way?
13
14 **[12:30PM]**
15
16 **SHAFIEE** Pada ketika saya bertugas, tiada. Selepas saya transfer, ada task force
17 ini dipanggil oleh KBPD bersama dengan IO ganti kes.
18
19 **CHM** So ada task force?
20
21 **SHAFIEE** Ada.
22
23 **CHM** Ada task force.
24
25 **ADY** So task force ini, apa tujuan ditubuhkan task force ini, Tuan?
26
27 **SHAFIEE** Untuk siasatan lanjut dan untuk menyegerakan tindakan, mengesan
28 orang hilang.
29
30 **CHM** Siapa anggota task force ini? Diketuai oleh DSP Omar?
31
32 **SHAFIEE** ASP Supari.
33
34 **CHM** Oh bukan DSP Omar yang mengetuainya?
35
36 **SHAFIEE** Dia macam –
37

1 **CHM** Task force ini.
2
3 **SHAFIEE** Task force, a small group.
4
5 **CHM** Yes, a small group.
6
7 **SHAFIEE** And then they report to DSP Omar.
8
9 **CHM** Ok. Tapi yang this small group diketuai oleh?
10
11 **SHAFIEE** ASP Supari.
12
13 **CHM** ASP Supari?
14
15 **SHAFIEE** Ya.
16
17 **CHM** Lagi siapa anggotanya? Berapa orang dalam task force ini? Ada berapa
18 orang?
19
20 **SHAFIEE** I'm not sure, Tuan Pengerusi, Maybe melibatkan Sarjan Sibee tadi
21 dalam itu.
22
23 **CHM** Ya.
24
25 **SHAFIEE** And then Inspektor Zul.
26
27 **CHM** Inspektor?
28
29 **SHAFIEE** Inspektor Zul ataupun ASP Khairul Azhar tadi yang ganti saya tadi.
30
31 **CHM** Tak, tak, tumpukan pada masa.
32
33 **SHAFIEE** Task force?
34
35 **CHM** Masa En Shafiee berada di sana. Setahun bukan? Setahun ya.
36
37 **SHAFIEE** Yes. Pada ketika itu Tuan Supari dengan –

1
2 **CHM** Masa itu ada task force tak dalam setahun itu?
3
4 **SHAFIEE** Ada.
5
6 **CHM** Ya?
7
8 **SHAFIEE** Ada, ada. Tapi I can't remember which date. Tak ingat.
9
10 **CHM** Ada task force dah? Dah wujud dah?
11
12 **SHAFIEE** Ada, ada.
13
14 **CHM** Dah wujud dah task force?
15
16 **SHAFIEE** Ada.
17
18 **CHM** Diketuai oleh ASP Supari, dianggotai oleh Sarjan Sibee?
19
20 **SHAFIEE** Sarjan Sibee.
21
22 **CHM** Lain?
23
24 **SHAFIEE** Lain sana tak ingat. Not sure.
25
26 **CHM** En Shafiee sendiri pun tidak dalam... tak ada, ada dalam task force?
27 You are not a member of the task force?
28
29 **SHAFIEE** No... Sarjan Sibee dia buat. Dia ambil peguam penyiasat.
30
31 **CHM** Can two persons be a task force? That should be normally -
32
33 **SHAFIEE** Ada, ada lagi, ada lagi, but.
34
35 **CHM** Ada lagi?
36

1 **SHAFIEE** Ada lagi yes. Dalam team itu. Dengan team Bahagian Jenayah under
2 Tuan Supari tadilah.
3
4 **CHM** Dan ada lagilah?
5
6 **SHAFIEE** Yes.
7
8 **CHM** Ok, ok.
9
10 **SHAFIEE** Not only two persons.
11
12 **CHM** Ok yes.
13
14 **ADY** Because usually... apa Yang Arif just to... izinkan saya untuk tambah...
15 usually this task force would be a group specially entasked
16 (12:32:27PM) punya team to investigate satu-satu kes yang menarik.
17 So, it actually consists of more than two. Cuma I think Tuan Shafiee ini
18 mungkin dia tak ingat who are the members. So probably mungkin
19 boleh ditanya pada ASP Supari later on, Yang Arif. Thank you. Ok,
20 Tuan. Ok tadi Tuan ada kata berkenaan apa... menjawab pada satu
21 soalan tadi berkenaan dengan progress siasatan ini sehingga Tuan
22 tukar, yang mana Tuan dikatakan Tuan kurang usaha yang wajar,
23 setuju ataupun tidak, yang mana Tuan tak setuju. Tuan kata Tuan tak
24 setuju terhadap soalan mengatakan yang siasatan yang dijalankan
25 adalah tak lengkap. Kenapa Tuan tak setuju pada soalan ini?
26
27 **SHAFIEE** Sebab pihak saya dengan pihak KBPD itu tadi sentiasa monitor kes
28 frequently, maybe two weeks once or once a month untuk monitor
29 perkembangan kes. Dan apa arahan yang diambil oleh pegawai
30 penyiasat yang diminitkan oleh ASP Affendi tadi ataupun Ketua
31 Bahagian Pentadbiran Daerah tadi. Kita bukan lepas sahaja IP itu untuk
32 masa yang lama, no, no. Kita akan monitor IP itu oleh pihak KBPD tadi
33 lah. Ok Tuan.
34
35 **ADY** Ok, itu sahaja, Yang Arif. Thank you very much.
36

1 **PM2** If I may, Tuan SAC, if you can help the panel, on that point about
2 hebahan, what's the system of this hebahan? I think he was trying to
3 explain to us about the hebahan system.
4

5 **ADY** Ok. I can ask him on that Commissioner. Ok Tuan, setuju atau tidak
6 dengan saya bahawa di dalam mana-mana pentadbiran balai, tak kira
7 di IPD ataupun di balai, ada satu arahan pentadbiran untuk membuat
8 hebahan dari segi kes-kes yang menarik? Setuju atau tidak?
9

10 **SHAFIEE** Setuju, Tuan.
11

12 **ADY** Setuju ok. Boleh Tuan nyatakan, sebagai OCS Tuan pasti tahu kes-kes
13 apa yang dikategorikan kes menarik yang memerlukan hebahan?
14

15 **SHAFIEE** Kes bunuh, kes samun, kes culik, kes rompakan bank besar-besaran
16 dan kes orang hilang.
17

18 **ADY** So Tuan setuju bahawa memang dalam kes ini juga dinyatakan oleh
19 Tuan melibatkan kes orang hilang, perlu hebahan dibuat? Setuju
20 dengan saya, Tuan?
21

22 **SHAFIEE** Setuju, Tuan.
23

24 **ADY** So, dalam kes ini setelah mendapat laporan, adakah hebahan dibuat,
25 Tuan?
26

27 **SHAFIEE** Ada, Tuan.
28

29 **ADY** Ada. Ok Tuan, Tuan sebagai OCS, Tuan mungkin familiar dengan
30 sistem pelaporan PDRM iaitu sistem online atau dinamakan sistem
31 Police Reporting System. Tuan biasa dengar sistem ini?
32

33 **SHAFIEE** Betul.
34

35 **ADY** Betul ya. So, dalam sistem PR... ataupun kita panggil PRS Police
36 Reporting System, ada satu mekanisme ataupun satu windows yang
37 untuk inkuiri menggunakan untuk click kalau kes-kes yang melibatkan

1 kes orang hilang. Atau kategori laporan yang dibuat adalah kategori kes
2 harta benda, samun, dan juga kes-kes melibatkan application orang
3 hilang. Setuju?
4
5 **SHAFIEE** Setuju, Tuan.
6
7 **ADY** Ok. So dalam kes ini adakah application itu yang digunakan?
8
9 **SHAFIEE** Betul. Dalam sistem itu, we can click under IPRS - Integrated Police
10 Reporting System, we click orang hilang for the whole Malaysia we can
11 know which name in balai mana yang di report orang hilang.
12
13 **CHM** Is it accessible to public or just within?
14
15 **SHAFIEE** No, no, no.
16
17 **CHM** Only Police?
18
19 **SHAFIEE** Police.
20
21 **ADY** Nationwide, Yang Arif.
22
23 **CHM** But only... only.
24
25 **ADY** Only within the police punya komuniti.
26
27 **CHM** So hebahan itu masih wujud dalam sistem?
28
29 **SHAFIEE** Masih.
30
31 **CHM** Kalau nak printout boleh? Masih wujud?
32
33 **SHAFIEE** Masih lagi.
34
35 **CHM** Automatically when we clicked it on, that means whoever who is
36 accessing the PRS System will be alerted of this individu who is so-
37 called orang hilang. Ok, Tuan?

1

2 **PM2** So, just to clarify. Just now he said bila tekan butang itu, you akan dapat
3 tahu semua orang yang hilang di dalam sistem PRS. Atau -

4

5 **SHAFIEE** Yang pernah dilaporkan hilang.

6

7 **PM2** Yang pernah dilaporkan hilang?

8

9 **SHAFIEE** Ya.

10

11 **PM2** And SAC was saying bila you tekan butang itu, your information about
12 the case yang hilang itu akan dimaklumkan kepada semua balai polis
13 lain yang is on the PRS System. So, there's two different functions.
14 One, is to check siapa yang hilang, everywhere in the country. One, is
15 by you click the button, automatically notification goes to all the other
16 balai polis, this person Ruth and Joshua is now category sebagai hilang.
17 So which is it... or is it dual function?

18

19 **ADY** It's dual function. Tuan, it's dual function actually. Because one is for
20 investigation wise.

21

22 **PM2** Yes.

23

24 **ADY** Because we differentiate the category of case; murder; robbery; as well
25 as normal house breaking. So, for instances when we go to make a
26 report, they were categorised according to what case is actually they're
27 reporting. And then when you have a button that you clicked for kes
28 orang hilang then that Windows will come out a lot of documents for you
29 to fill in, physical, tinggi berapa, last known address where, pakaian
30 terakhir, what is the pakaian terakhir? So this one will firstly will go to
31 the balai OCS for them to have a look at the report as well as
32 classification and direct the report to whom. Like for instance in this
33 case Sarjan Sibee has been directed to investigate. So, after receiving
34 the report, he will direct the report to Sarjan Sibee. So, Sarjan Sibee, in
35 his system, he will get this report and he will initiate the investigation.
36 On the other hand, this system also enables whole IPD throughout
37 Malaysia to know whatever case yang melibatkan orang hilang. It's an

1 application in the system itself. So then from there, if you want to see
2 details who is actually the orang hilang is, then you click it, like for
3 instance if I were to be in Kelantan, then I want to know further about
4 this orang hilang, I just click it to that application, and then I get the
5 details who actually is this orang hilang is. So, it works two ways. Thank
6 you, Yang Arif.

7
8 **PM1** I'm quite interested in that database. It sounds very impressive. Apa
9 yang dimasukkan dalam that database is only orang yang hilang itu?
10 Does it include also progress in terms of investigation? Because tadi
11 ada disebut tentang monitoring. Kita mendengar berkali-kali mesyuarat,
12 so does that yang dia orang ini is also included? Like for example, kita
13 dah ada database Joshua Hilmy. So yang kita tak tahu, you tekan
14 sahaja, I terbayang, Joshua Hilmy punya baju ke, apa ke. But does it
15 include dia orang punya mesyuarat itu?

16
17 **ADY** Only investigation wise, Dr It is the IO, the investigating officer to update
18 in his investigation diary.

19
20 **PM1** So meaning you can access to it? If you are in Kelantan –

21
22 **ADY** Not all can access. Yang access maybe dia punya OCS and dia punya
23 KBPD and dia punya OCPD sahaja.

24
25 **PM1** I see.

26
27 **ADY** Because that is limited. Because that one goes under the investigation
28 module. Under investigation module it's limited, access is limited.

29
30 **PM1** Ok.

31
32 **ADY** But on the other hand, on the other part that I said about the hebahan
33 to all the balai polis nationwide that one you can only access what the
34 IO input inside that system.

35
36 **PM1** Ok, ok.

37

1 **ADY** It's not the investigation. So, on the investigation pun only statements,
2 investigation diaries and peta lakaran. That's it.
3
4 **PM1** I see.
5
6 **ADY** And the minutes.
7
8 **PM1** I see. Ok thank you.
9
10 **ADY** Thank you. Thank you, Dr. Thank you, Yang Arif.
11
12 **CHM** Thank you.
13
14 **AK** Thank you, Honourable Commissioners. ASP, selamat tengah hari.
15 Nama saya Andrew Khoo. Saya peguam mewakili pihak Badan
16 Peguam Malaysia yang menjadi pemerhati terhadap siasatan awam ini.
17 Saya ada juga beberapa soalan. Kebanyakan mereka adalah soalan
18 penjelasan. Saya nak mula dengan laporan yang dibuat pada
19 06.03.2017. Itu aduan FIR – First Information Report.
20
21 **SHAFIEE** Betul.
22
23 **AK** Dalam tempoh apa ASP mula-mula membaca laporan tersebut selepas
24 ia dibuat?
25
26 **SHAFIEE** Selepas report diterima, Tuan Pengerusi, saya dimaklumkan oleh
27 anggota petugas Pejabat Pertanyaan. Kalau ikut *stepnya*, Tuan
28 Pengerusi, Pejabat Pertanyaan ini ada anggota bawahannya, akan
29 dimaklumkan kepada penyeliannya, dan dimaklumkan kepada sarjan
30 aktiviti itu tadi, dan sarjan aktiviti akan maklumkan kepada saya, adakah
31 klasifikasi report itu jatuh kepada siasatan jenayah, Crime Department
32 untuk ambil alih ataupun on my side untuk siasat. Tapi untuk this report,
33 dropped to my side sebab no lead for crime. And then saya arahkan
34 Sarjan Sibeer untuk teruskan siasatan ini untuk orang hilang.
35

1 **AK** Ok. I'm going shift to English since you are able to also answer in
2 English. So how long after the report is made that you first saw it? The
3 same day?
4

5 **SHAFIEE** The same day around... I was in the police station when the report was
6 lodged. And then on the same day within one hour.
7

8 **AK** Why did you... was there any particular reason why you chose Sarjan
9 Sibee to be the IO for this case?
10

11 **SHAFIEE** Ok Tuan Pengerusi, di balai saya, we made a rotation job, giliran.
12 Actually, ada tiga sarjan. Satu sarjan off, satu sarjan on mode standby
13 and then satu Sarjan Sibee ini on 24 hours. That means any case within
14 24 hours, Sarjan Sibee will be the IO, either fire report, SDR or orang
15 hilang. If Sarjan Sibee telah banyak siasatan, maybe sarjan standby
16 ketika itu dia akan membantu, another sergeant. But one sergeant
17 already off. But on the day the report was lodged, Sarjan Sibee was 24
18 hours IO, memang I directly arah dia untuk jadi pegawai penyiasat. Dia
19 24 hours punya sarjan.
20

21 **[12:45PM]**
22

23 **AK** When you appointed Sarjan Sibee as the IO.
24

25 **SHAFIEE** Yes.
26

27 **AK** Did you know how busy he was? How many other cases he was also
28 the IO of?
29

30 **SHAFIEE** Memang saya tahu, Tuan Pengerusi. Tiga-tiga orang ini memang
31 beban tugas lebih kurang sama. Kalau saya nak choose another
32 sergeant to be IO pun, he will be the same person la sebab burden
33 same burden. Same burden. Tak semestinya saya bebankan Sarjan
34 Sibee dengan penyiasat ini, saya ringankan beban itu kepada sarjan
35 lain, no. Same burden.
36

- 1 **AK** Jadi kalau boleh... apa ini... if you can estimate how busy would a IO
2 be, how many files would he have at one time?
3
- 4 **SHAFIEE** At one time, Tuan Pengerusi, sangat busy... sebab... contohnya, I'm
5 going on meeting, and then my deputy pun akan beri ceramah komuniti
6 somewhere, such activity will be around on the balai, akan monitor
7 masalah budak staf saya yang bekerja di SJR yang ada, yang buat
8 rondaan motosikal, yang ada buat ronda MPV, monitor report di balai,
9 yang ada kadang-kadang kita dah buat satu shift, let's say anggota
10 yang saya tetap, utukkan penugasan itu tak dapat hadir, itu pun salah
11 satu tugas kepada Sarjan Sibeer untuk mencari pengganti dia. Kalau dia
12 tak boleh nak selesaikan, barulah berhubung dengan saya. Semua
13 tugas di balai ketika itu termasuklah pemeriksaan kehadiran staf-staf
14 yang bertugas sama ada dia orang hadir on time, panggil nama roll call
15 untuk beri talk before they go to duties, itu pun akan jadi salah satu
16 tugas Sarjan Sibeer yang bertugas 24 jam di balai. Semua orang yang
17 bergaduh, ada buat report untuk memberi nasihat, report apa nak
18 dibuat, menerangkan apa tindakan, semua Sarjan Sibeer yang sentiasa
19 berada di balai 24 hours.
20
- 21 **CHM** Can you recall the population of your jurisdiction? Berapa ribu orang
22 your balai? Can you recall? You have to look after.
23
- 24 **SHAFIEE** If I'm not mistaken, if I'm not mistaken, dia punya ratio one of my staff
25 ratio about 2 or 3,000.
26
- 27 **CHM** To one anggota?
28
- 29 **SHAFIEE** Yes.
30
- 31 **CHM** Two to 3,000.
32
- 33 **SHAFIEE** Yes.
34
- 35 **CHM** And you have 86.
36
- 37 **SHAFIEE** 86.

1
2 **CHM** Anggota.
3
4 **SHAFIEE** Yes.
5
6 **CHM** So multiply by two or 3,000?
7
8 **SHAFIEE** Yes... population on that Kampung Tunku.
9
10 **AK** So, again if you could explain to the panel, after you appoint Sarjan
11 Sibeer as the investigation officer, what is the process by which then a
12 case come to the notice of KBPD? What is the timeframe and what is
13 the process?
14
15 **SHAFIEE** Within two weeks or one month, the IO should report the first action or
16 any action of the investigation to KBPD or me or another two persons
17 that I've already mentioned.
18
19 **PM2** Is that your question, Andrew, or you're asking the first instance?
20
21 **SHAFIEE** Timeframe?
22
23 **AK** No, I'm asking the question what is the process? It's a process question.
24 So, how long before they find out. So, you're saying within a month?
25
26 **SHAFIEE** They depend, Tuan Pengerusi, depend dengan tindakan pertama yang
27 diambil oleh pegawai penyiasat. Jika ada tindakan dan pihak KBPD
28 ataupun saya dengan Tuan Affendi tadi akan minta IP itu dengan
29 pegawai penyiasat any progress of that investigation.
30
31 **AK** No, I'm trying to find out kalau boleh, bilakah tarikh pertama KBPD itu
32 mendapat tahu tentang kes ini?
33
34 **PM2** Tadi ASP beritahu dalam satu jam ASP dah dimaklumkan ada report.
35
36 **SHAFIEE** Yes, yes.
37

1 **PM2** So, the same question is pemakluman kepada KBPD itu berlaku dalam
2 tempoh waktu berapa jam ke berapa hari? When do they start getting a
3 file?
4

5 **SHAFIEE** On the same date kita maklum dan kita maklumkan tindakan awal
6 adalah untuk rakam percakapan dan kita cuba untuk mengesan. Dan
7 selepas itu arahan untuk buka KAP (12:50:25PM) orang hilang atas
8 arahan KBPD.
9

10 **AK** Ok.
11

12 **CHM** So makna KBPD dimaklumkan hari yang sama?
13

14 **SHAFIEE** Ya, hari yang sama.
15

16 **CHM** Hari yang sama?
17

18 **SHAFIEE** Hari yang sama.
19

20 **CHM** Itu adalah SOP?
21

22 **SHAFIEE** Kita akan maklum.
23

24 **CHM** SOP?
25

26 **SHAFIEE** Yes, sebab laporan orang hilang kita akan maklum dengan KBPD dan
27 saya memaklumkan dengan IO, saya ada maklumkan dengan KBPD.
28 KBPD arahkan juga sama ada kita nak buka KAP orang hilang itu atau
29 tidak.
30

31 **CHM** Tak, timeframe untuk maklumkan orang atasan KBPD itu mesti buat
32 hari itu juga?
33

34 **SHAFIEE** Yes, sebab -
35

36 **CHM** Esok tak boleh dah?
37

1 **SHAFIEE** On the same day.
2
3 **CHM** Must be on the same day?
4
5 **SHAFIEE** Yes. Sebab kita nak pastikan sama ada laporan itu tadi, Tuan
6 Pengerusi, menjurus ke arah crime or yang lainlah. Dan kepada SIO.
7 SIO pun akan directly access kepada report di balai. SIO zon yang
8 dilantik.
9
10 **AK** Dia boleh akses kerana ini semua dalam komputer?
11
12 **SHAFIEE** Yes.
13
14 **AK** Ok. Jadi kalau macam itu arahan-arahan awal bagi penyiasatan itu
15 datang daripada ASP Shafiee kan?
16
17 **SHAFIEE** Betul.
18
19 **AK** Ok. Dan mengikut penjelasan ASP Shafiee kemudiannya akan
20 diadakan mesyuarat/taklimat dalam mungkin dua minggu sekali atau
21 sebulan sekali untuk pemantauan progress report. Adakah itu betul?
22
23 **SHAFIEE** Betul.
24
25 **AK** Ok. Jadi bilakah, kalau boleh diingat, bilakah mesyuarat pertama –
26
27 **SHAFIEE** Yang dibuat.
28
29 **AK** Yang dibuat ya... terima kasih.
30
31 **SHAFIEE** Saya tak ingat, Tuan Pengerusi.
32
33 **AK** Agak-agak dalam masa dua minggu atau satu bulan?
34
35 **SHAFIEE** Mungkin dalam masa dua minggu ataupun sebulan.
36

- 1 **AK** Ok. Dan selepas itu inisiatif untuk penyiasatan berikutnya datang dari
2 siapa? Dari kamu atau dari KBPD?
3
- 4 **SHAFIEE** Dua-dua terlibat. Daripada saya, daripada KBPD. Saya pun akan rujuk
5 kepada KBPD dan boleh mengesyorkan perlu buat pemeriksaan.
6 Sebab kita meeting bersama. Kalau KBPD setuju, KBPD pun akan
7 tanya pendapat OCS, 'apa tindakan yang kamu rasa dan cadang untuk
8 buat?' Seperti mana saya maklum tadi, saya cadang untuk buat
9 semakan dengan Imigresen. Dan bila itu setuju, KBPD pun setuju lah,
10 IO pun akan buat tindakan.
11
- 12 **AK** Tapi syor-syor macam itu, cadangan macam itu agaknya standard
13 bukan? Apa yang diarahkan buat... apa ini siasatan dengan... I mean...
14 apa ini dengan Imigresen itu, itu dalam SOP, bukan?
15
- 16 **SHAFIEE** Betul, standard, akan semakan dengan JPN, JPJ, JIM, dengan agensi
17 lainlah jika ada, dengan persatuan penduduk.
18
- 19 **AK** Jadi dalam tanggapan ASP Shafiee buat masa itu, tidak perlu untuk
20 apa-apa arahan tambahan atau penyiasatan tambahan yang perlu
21 dibuat selain daripada apa yang disenaraikan dalam SOP?
22
- 23 **SHAFIEE** Betul. Pada ketika itu memang itulah hemat saya.
24
- 25 **AK** Ok. Bilakah ASP Shafiee memberi arahan kepada Koperal... Koperal
26 Jamil, is it? Untuk membuat carian di dalam sistem komputer atas apa-
27 apa dakwaan atau tuduhan lain yang berkait dengan Joshua Hilmy dan
28 Ruth Sitepu?
29
- 30 **SHAFIEE** Saya tak ingat tarikh itu, Tuan Pengerusi. I can't remember the date.
31
- 32 **AK** Agak dekat dengan permulaan atau mungkin –
33
- 34 **SHAFIEE** Agak dekat dengan permulaan.
35
- 36 **AK** Ok. Dan bilakah jawapannya diterima? Bilakah jawapan itu datang
37 kepada perhatian ASP Shafiee?

1

2 **SHAFIEE** Dalam tempoh terdekat.

3

4 **AK** Jadi kalau kita melihat ini 6hb Mac, kalau tempoh terdekat, dalam dua

5 minggu, sebulan? Bila itu?

6

7 **SHAFIEE** Within one month.

8

9 **AK** Within a month. Ok. Jadi agak-agak mungkin dalam permulaan bulan

10 April?

11

12 **SHAFIEE** Yes.

13

14 **AK** Ok. Dan bilakah kamu... saya fikir kamu ada berbual dengan ASP Nurul

15 Huda di Rembau?

16

17 **SHAFIEE** Ya. Saya hanya berbual dalam telefon.

18

19 **AK** Bila itu?

20

21 **SHAFIEE** Saya tak ingat tarikh tapi saya ada nombor handphone.

22

23 **AK** Ok. Agak masa terdekat atau sekarang ini sudah mungkin berapa

24 minggu lagi atau sebulan, dua bulan lagi?

25

26 **SHAFIEE** Within two weeks or one month after the report was lodged.

27

28 **AK** Ok. Jadi kesimpulannya mungkin by pertengahan bulan April kamu

29 sudah tahu bahawa Joshua Hilmy itu sudah pernah disiasat di bawah

30 Seksyen 4 Akta Hasutan?

31

32 **SHAFIEE** Betul, betul.

33

34 **AK** Dalam masa ini... saya fikir Commissioner atau peguam En Koh sudah

35 menyoal... pada masa ini kes Raymond Koh sudah pun berlaku... pada

36 bulan Februari tahun 2017, tapi mengikut ASP Shafiee, ASP Shafiee

37 tidak tahu tentang kes Pastor Raymond Koh

1

2 **SHAFIEE** Betul.

3

4 **AK** Tapi ini... saya pun agak hairan sedikit. Ini adalah kes yang tersiar
5 meluas di dalam surat khabar, di TV, mana-mana juga tapi ASP Shafiee
6 tidak... tidak melihat sebarang informasi, penerangan, rancangan,
7 berita tentang kes Pastor Raymond Koh?

8

9 **SHAFIEE** Saya melihat, mungkin saya tak berapa ingat dengan kekangan tugas
10 saya sebagai OCS. Balai Sungai Way bukan balai yang di dalam
11 pedalaman, memang quite a challenge for me, dengan aktiviti jenayah,
12 crime index, reports per day, quite much. Every single report I've to
13 check, I've to clarify, work police report.

14

15 **AK** Tapi sebagai berita am, bukan sebagai... apa ini... kes yang perlu
16 disiasat, tapi sebagai berita yang agak rancak, tidakkah ASP Shafiee
17 mendengar?

18

19 **SHAFIEE** Mungkin –

20

21 **AK** Secebis pun tidakkah?

22

23 **SHAFIEE** Mungkin pada ketika itu, saya terlepas atau sibuk dengan tugas lain,
24 Not every single of fantastic issue I will know about it for the whole
25 Malaysia.

26

27 **AK** Ok. So, when did you... when did you... when can you remember you
28 heard about case Pastor Raymond Koh?

29

30 **SHAFIEE** Saya tak ingat.

31

32 **AK** Tapi dalam tempoh kamu ada di Sungai Way sebagai OCS, dalam
33 tempoh itu ada kamu ingat kamu diberitahu atau kamu dapat tahu
34 tentang kes Pastor Raymond Koh? Dalam tempoh itu, dalam tempoh
35 setahun?

36

- 1 **SHAFIEE** Saya tak ingat. Maybe at the end of the year before I transfer baru saya
2 dapat dimaklumkan. Saya tak berapa ingat.
3
- 4 **AK** Ok. Jadi kamu tidak membuat apa-apa kaitan dengan kes Joshua Hilmy
5 dengan kes Pastor Raymond Koh?
6
- 7 **SHAFIEE** Pada ketika itu tidak.
8
- 9 **AK** Walaupun ASP Supari adalah seorang pegawai yang terlibat dalam
10 kedua-dua kes tersebut?
11
- 12 **SHAFIEE** Sebab pada ketika itu, saya bukan task force. Bukan task force dalam
13 team tadi. Pegawai penyiasat saya Sarjan Sibee yang terlibat sebagai
14 task force.
15
- 16 **PM2** Tapi ASP memang sedia maklum ada task force bawah ASP Supari?
17
- 18 **SHAFIEE** Sedia, sedia maklum.
19
- 20 **PM2** Yang ini task *forcenya* adalah task force khusus untuk kes kehilangan
21 Joshua dan Ruth atau task force ini... sebab apa yang disarankan oleh
22 En Andrew itu, ASP Supari juga... task force itu menjaga kes Pastor
23 Raymond Koh ya?
24
- 25 **[01:00PM]**
26
- 27 **AK** Yes.
28
- 29 **PM2** Andrew?
30
- 31 **AK** Yes.
32
- 33 **PM2** Yes. So adakah... saya nak tanya ASP, yang task force itu bidang
34 tugasnya untuk kes apa? Khusus untuk Joshua atau lebih daripada
35 Joshua dengan Ruth?
36
- 37 **SHAFIEE** Pada hemat saya ketika itu khusus untuk Joshua Hilmy.

1
2 **PM2** Oh ok. Fikiran ASP untuk your case only.
3
4 **SHAFIEE** Yes.
5
6 **PM2** This one case only?
7
8 **SHAFIEE** My case only.
9
10 **AK** Ok, Tapi mengikut apa yang disebut oleh ASP Shafiee, ASP Shafiee
11 bukan menjadi ahli task force ini?
12
13 **SHAFIEE** Bukan.
14
15 **AK** Boleh kamu terangkan kenapa?
16
17 **SHAFIEE** Sebab pihak atasan saya sedia maklum saya mempunyai burden tugas
18 yang lebih berat daripada sarjan aktiviti dan saya tak boleh masuk on
19 semua team. Meeting, ceramah penduduk pun, itu pun saya pergi.
20 Perasmian persatuan penduduk saya kena pergi. Apa-apa event
21 penduduk jemput, saya kena pergi. Ceramah community policing
22 penduduk... dalam my balai banyak persatuan penduduk. Cina, Iban,
23 Melayu, buat persatuan penduduk, untuk mesyuarat pun, dia akan
24 jemput saya untuk hadir walaupun hanya untuk makan-makan depa
25 jemput. Certain population, dia orang tak nak my deputy to attend that
26 function. Dia orang nak bos to give a talk, to give then speech about
27 crime prevention. They don't want a deputy, they want officer.
28
29 **AK** Jadi bolehkah kita membuat kesimpulan bahawa tugas utama ASP
30 Shafiee buat masa kamu OCS di Sungai Way itu lebih menjurus kepada
31 pengurusan, lebih menjurus kepada community relations, tidak fokus
32 terhadap penyiasatan.
33
34 **SHAFIEE** Saya tak setuju. Itu memang salah satu tugas saya. Cuma tugas itu
35 memang sangat banyak. Salah satu tugas saya. Saya tak menyatakan
36 siasatan itu bukan tugas utama saya. Salah satu tugas utama saya,
37 menguruskan pentadbiran balai, keselamatan lokap, OKT di dalam

1 lokap, penugasan budak-budak saya, kebajikan, cuti, kenaikan
2 pangkat, pengesahan jawatan, road block, community policing, attend
3 the meetings, even I also go to course somewhere Maktab Cheras.
4 Nama saya pun bukan terkecuali. Walaupun saya OCS, nama saya
5 bukan terkecuali untuk terlibat dalam fungsi-fungsi lain dalam PDRM
6 seperti ceramah, taklimat, yang IPK/HQ yang buat, Maktab Cheras, I
7 also attended. Bicara... bicara di Mahkamah, KPMD (01:02:59PM),
8 saya pun ada narkotik sebelum ini. Bicara yang kes kita tangkap within
9 two years, kes curi motosikal, pecah rumah, dengan bicara di
10 Mahkamah lagi, Mahkamah Tinggi, Mahkamah PJ.

11

12 **AK** Ok. Tapi bila ditanya sebelum ini, banyak soalan daripada ahli panel
13 mengatakan adakah kamu membuat cadangan untuk menyiasat ini
14 atau menyiasat itu, kamu menjawab kamu tak terfikir untuk membuat
15 seperti itu. Jadi macam fokus atau attention ASP Shafiee tidak terhadap
16 kes... kes ini. Kamu tidak... I mean it seems as though kamu tidak
17 berfikir dengan luas cara untuk menyiasat kes ini. Adakah apa-apa
18 penyiasatan yang lebih, yang perlu dibuat?

19

20 **SHAFIEE** Betul. Memang ada lebih... ada lebih... siasatan yang lebih memerlukan
21 fokus. For example, kalau kes bunuh dalam kawasan saya, I will be the
22 first person came to know the crime scene. Itu pun lagi penting, saya
23 kena pergi. My OCPD, before SIO came, because the murder
24 happened in my district, in my area, I will be the first person come to the
25 crime scene. Saya tak boleh tinggalkan crime scene. Let's say... let's
26 say on the same day ada berlaku report orang hilang, then on the same
27 day or the same time ada berlaku kes bunuh or buang bayi, orang
28 gantung diri, I have to go there first. Banyak tugas lain, memang lebih
29 penting depend dengan situasilah.

30

31 **AK** Ok. Satu lagi soalan tentang... satu dua lagi soalan tentang sistem
32 hebohan. Terdahulu ini Commissioner Jerald ada menyoal, bertanya
33 ASP Shafiee tentang adakah hebohan dibuat di atas –

34

35 **PM2** I think it's hebohan, right?

36

37 **AK** Sorry.

1

2 **PM2** Hebahan yes.

3

4 **AK** Yes, I stand corrected. Hebahan yang dibuat terhadap kes Pastor
5 Joshua. Dan jawapan kamu adalah kamu tak tentu. Tetapi bila SAC
6 bertanya adakah sistem hebahan, kamu menjawab, 'Ada.' Boleh kamu
7 jelaskan jawapan kamu yang tidak selaras?

8

9 **SHAFIEE** Dia ada... mungkin ada fahaman berbeza. Ada dua konsep hebahan.
10 Konsep hebahan yang saya nyatakan tadi adalah hebahan dalam
11 sistem PRS itu tadi supaya semua balai polis dalam Malaysia boleh
12 akses dalam sistem itu tadi, boleh tahu senarai orang yang hilang for
13 the whole Malaysia, nationwide. And then satu lagi hebahan yang saya
14 maksudkan ataupun pihak lain faham adalah hebahan dalam sidang
15 media. Itu mungkin sama ada arahan daripada saya ataupun KBPD tadi
16 mengarahkan Sarjan Sibebe untuk membuat hebahan dalam sidang
17 media seperti mana surat khabar, media massa memaklumkan
18 kehilangan orang-orang sekian. Ada dua hebahanlah. Satu hebahan
19 dalam sistem PDRM, satu hebahan dalam media massa, Tuan
20 Pengerusi.

21

22 **AK** Ok, jadi soalan terakhir. Kalau diimbaz kembali peranan yang ASP
23 Shafiee mainkan sebagai OCS dalam tempoh permulaannya dari bila
24 laporan dibuat sehingga kamu dipindah ke jawatan lain, adakah dalam
25 fikiran kamu, kamu boleh membuat apa-apa yang lebih baik, yang lebih
26 intensif, lebih memfokus terhadap penyiasatan kehilangan Joshua
27 Hilmy dengan isterinya Ruth Sitepu?

28

29 **SHAFIEE** Mungkin boleh buat satu tindakan yang lebih baik. Kita cuba kesan
30 barang-barang ataupun buat pemeriksaan di rumah. Mungkin kita boleh
31 buat pemeriksaan melalui fingerprint di kawasan rumah dan cuba kesan
32 rakan-rakan, sahabat orang hilang yang lain supaya kita boleh dapat
33 info-info. Mungkin ahli keluarga cuma sekatan-sekatan informasi
34 tertentu. Mungkin sahabat dia ataupun kita pun tak tahu sama ada
35 orang hilang ini tadi bersembunyi ataupun diculik. Kita cuba dapatkan,
36 boleh dapatkan dengan agensi-agensi lain, bukan sekadar agensi yang
37 saya nyatakan tadi, mungkin AADK. Mungkin AADK pun ada rekod,

- 1 pernah datang sebagai penagih. Lebih luaskan pemeriksaan itu, bukan
2 semata-mata dengan JPN, JPJ dengan Imigresen. Mungkin boleh buat
3 semakan dengan kastam, mungkin dia pernah ada rekod. Melalui
4 rekod, contohnya di Kastam menyatakan orang hilang ini tadi pernah
5 menggunakan alamat A, tapi yang pada saya alamat yang saya dapat
6 cuma B, C dan D tapi tiba-tiba di Kastam memberi maklumat A.
7 Mungkin maklumat A itu tadi boleh membantu siasatan saya.
8
- 9 **AK** Ok, terima kasih ASP Shafiee.
- 10
- 11 **SHAFIEE** Ok, thank you.
- 12
- 13 **SK** ASP, satu soalan ya, lebih kepada our understanding. Bila ada sesuatu
14 laporan orang hilang dibuat, kalau saya faham Tuan ada gunakan
15 perkataan 'lead to crime'. So ada assessment akan dibuat sama ada,
16 ada unsur jenayah atau tidak. Betulkah?
- 17
- 18 **SHAFIEE** Betul.
- 19
- 20 **SK** Betul ya. Sekiranya ada unsur jenayah, jadi siasatan akan dilakukan
21 oleh Bahagian Siasatan Jenayah?
- 22
- 23 **SHAFIEE** Betul.
- 24
- 25 **SK** Bukan di bawah OCS lagi?
- 26
- 27 **SHAFIEE** Betul.
- 28
- 29 **SK** Betul ya. Jadi siapa yang buat assessment tersebut?
- 30
- 31 **SHAFIEE** Assessment untuk?
- 32
- 33 **SK** Menentukan ia ada unsur jenayah atau tidak dan di bawah bidang
34 kuasa siapa siasatan tersebut.
- 35
- 36 **SHAFIEE** Tuan Pengerusi, report memang... staf saya... orang pertama yang
37 akan dimaklumkan report adalah sarjan aktiviti. And then the second

1 person should be me. And then kalau saya pada ketika itu saya
2 membaca dengan isi kandungan report, saya tafsirkan tiada sebarang
3 wording yang ke arah crime, memang investigation put on me. And then
4 contohlah saya confused or keliru sama ada ini nak diklasifikasikan
5 sebagai KAP atau jenayah punya siasatan or narkotik, I will discuss and
6 dapat pandangan daripada SIO di zon. Kalau saya dengan pegawai
7 penyiasat kanan tadi gagal memutuskan, kita akan berbincang dengan
8 Ketua Bahagian Siasatan Jenayah untuk putuskan adakah report itu
9 jatuh kepada orang hilang ataupun maybe ke arah culik ke apa. Depend
10 on pattern of report. For the first report lodged, memang saya akan
11 tentukan. Kalau saya confused certain word maybe dia kata, 'saya
12 mungkin terfikir pernah terlihat rakan saya ini pernah ada hutang
13 dengan somebody,' ah long ke pernah bergaduh, itu mungkin pihak SIO
14 tadi dengan saya dengan KBSJD akan berbincang ini akan jatuh
15 kepada Crime Department. Ia tak akan siasat under KAP lah. Depends
16 on ingredients in the report.

17

18 **SK** Jadi untuk laporan yang dibuat ini, Tuan telah putuskan –

19

20 **SHAFIEE** Betul.

21

22 **SK** Tuan tidak merujuk kepada siapa-siapa?

23

24 **SHAFIEE** Betul.

25

26 **SK** No further question.

27

28 **CHM** Terima kasih En Shafiee kerana memberi keterangan dan membantu
29 penyiasatan ini. Terima kasih.

30

31 **SHAFIEE** Ya.

32

33 **CHM** Boleh beredar. It's 01:11PM. So what time do we resume?

34

35 **SK** 02:15PM?

36

37 **CHM** 02:15PM?

1
2 **SK** 02:15PM.
3
4 **CHM** Ok.
5
6 **ADY** 02:30PM, Yang Arif?
7
8 **CHM** Yes?
9
10 **ADY** 02:30PM boleh, Yang Arif?
11
12 **CHM** Boleh, boleh, boleh 02:30PM, Yes 02:30PM, ok.
13
14 **ADY** Thank you, Yang Arif.
15
16 **CHM** Yes.

17
18 **END**
19

20 **TIME** : **01:11PM**
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37

1 DATE : 02.09.2020

2 TIME : 02:34PM

3

4

START

5

6 CHM Please proceed.

7

8 SK Dear Panel Members we will continue with the session. I would like to
9 call witness No.11, sorry No.12. Inspektor Nurul Huda Bustami.

10

11 MFR Assalamualaikum dan selamat petang, nama saya Muhammad Faiz
12 selaku pegawai daripada SUHAKAM untuk siasatan awam ini. Sebelum
13 kita mulakan saya minta Puan untuk bangun dan bacakan ikrar dengan
14 mengangkat tangan kanan.

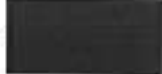
15

16 NURUL Bahawasanya saya Inspektor G20110, Nurul Huda Binti Bustami
17 dengan sesungguhnya dan suci hati mengaku dan berikrar bahawa
18 segala keterangan yang akan saya berikan dalam siasatan terbuka ini
19 adalah benar, tiadalah apa-apa yang tidak benar melainkan benar
20 belaka.

21

22 MFR Terima kasih Puan kerana sudi hadir di dalam siasatan awam ini. Saya
23 akan bertanyakan beberapa tentang persoalan dan minta Puan untuk
24 pandang ke Panel apabila menjawab soalan ya. Ok soalan pertama
25 saya, boleh Puan bacakan nama Puan dan nombor kad pengenalan?

26

27 NURUL Nama saya Nurul Huda Binti Bustami. Kad pengenalan 

28 

29

30 MFR Puan lambat sikit. Boleh Puan bacakan nombor anggota Puan?

31

32 NURUL Nombor badan saya G20110.

33

34 MFR Ok. Berapakah umur Puan ketika ini?

35

36 NURUL Umur saya sekarang 33 tahun.

37

1 **MFR** Alamat tempat tinggal Puan?
2
3 **NURUL** Saya tinggal di Nilai Negeri Sembilan.
4
5 **MFR** Boleh bacakan alamat itu?
6
7 **NURUL** Alamat nombor rumah, [REDACTED]
8 [REDACTED]
9
10 **MFR** Boleh Puan nyatakan jawatan Puan ketika ini?
11
12 **NURUL** Saya sekarang bertugas sebagai Inspektor Kebajikan di Ibu Pejabat
13 Polis Kontinjen Kuala Lumpur.
14
15 **MFR** Sudah berapa lama Puan berkhidmat sebagai Pegawai Kebajikan?
16
17 **NURUL** Sudah masuk lebih kurang tiga tahun.
18
19 **MFR** Puan mula bertugas sebagai anggota PDRM?
20
21 **NURUL** Saya sebagai Inspektor percubaan di PULAPOL pada Mac 2011.
22 Kemudian selama 11 bulan habis daripada training itu saya ditugaskan
23 sebagai Pegawai Penyiasat di IPD Rembau. Jadi di IPD Rembau
24 selama lebih kurang lima tahun. Kemudian saya bertugas di IPD Sentul
25 pada tahun 2017, awal tahun 2017 sehingga awal tahun 2018.
26 Kemudian di IPD KL sehingga sekarang.
27
28 **CHM** IPD Rembau mulai daripada bila?
29
30 **NURUL** IPD Rembau Januari 2012 sehingga Januari 2017 Tuan Pengerusi.
31
32 **MFR** Jadi di IPD Rembau 2012 sehingga 2017?
33
34 **NURUL** Betul.
35
36 **MFR** Sebagai Pegawai Penyiasat.
37

1 **NURUL** Ya betul.
2
3 **MFR** Di bahagian siasatan jenayah IPD Rembau.
4
5 **NURUL** Betul.
6
7 **MFR** Ok soalan seterusnya Puan. Adakah Puan tahu mengenai kes
8 kehilangan Joshua Hilmy dan Ruth Sitepu?
9
10 **NURUL** Tuan Pengerusi saya tidak tahu mengenai kes ini sehinggalah seingat
11 saya selepas saya bertukar ke IPD Sentul, ada anggota polis yang
12 menghubungi saya bertanyakan berkenaan penama ini.
13
14 **MFR** Siapa?
15
16 **NURUL** Saya tidak ingat nama tapi dia daripada Sungai Way.
17
18 **MFR** Dia, Puan dihubungi melalui?
19
20 **NURUL** Panggilan telefon.
21
22 **MFR** Panggilan telefon.
23
24 **NURUL** Ya.
25
26 **MFR** So dia tidak memperkenalkan diri ataupun –
27
28 **NURUL** Dia ada memperkenalkan diri tapi saya tidak ingatlah.
29
30 **MFR** Tak ingat.
31
32 **CHM** Agak bila?
33
34 **NURUL** Saya rasa dalam awal tahun 2017.
35
36 **MFR** Itu kali pertama Puan mendengar berkaitan dengan Joshua Hilmy?
37

- 1 **NURUL** Ya betul.
- 2
- 3 **MFR** Sebelum itu sepanjang perkhidmatan Puan, Puan tidak pernah terlibat
4 dengan apa-apa berkaitan dengan individu bernama Joshua Hilmy?
5
- 6 **NURUL** Tapi dalam semasa saya menjadi IO ada terima satu laporan polislah
7 berkaitan dengan penama Joshua Hilmy ini. Jadi apa yang terangkan
8 dengan lebih lanjut. Ok jadi pada masa itu saya bertugas sebagai
9 Pegawai Penyiasat Tuan Pengerusi. Jadi anggota Balai Polis,
10 pertanyaan Balai Polis Chembong masa itu maklumkan satu repot
11 bertarikh 27.06.2014.
12
- 13 **MFR** Ok Puan, di dalam fail itu bertanda no exhibit which is 101. Puan boleh
14 lihat situ.
15
- 16 **NURUL** Ok. Jadi repot ini telah saya terima berkaitan dengan pengadu satu
17 lelaki Melayu mengatakan dia adalah daripada Wira Perkasa DUN
18 Chembong pada masa itu mengatakan dia buat satu laporan polislah
19 mengatakan dia tidak berpuas hati mengenai satu kenyataan di laman
20 Facebook yang dinyatakan sebagai Joshua Hilmy yang berbunyi 'apa
21 punya bodohlah Muhammad itu, semua jadi bahan bendinya, anjing
22 bagi cicak padahal binatang itu baik, anjing boleh jaga rumah, babi
23 makanan yang enak dan orang yang memakannya boleh pandai dan
24 maju. Orang yang tidak menerima ajaran olehnya disuruh bunuh,
25 Muhammad memang pesuruh syaitan dan Allah itu Syaitan, sepak
26 kepada Allah'. Jadi berdasarkan kepada laporan ini saya telah
27 merakamkan percakapan pengadu ini dan untuk makluman yang
28 dihormati Tuan Pengerusi, pengadu juga hadir bersama dengan tiga
29 saksi yang lain membuat repot yang sama. Jadi arahan Ketua Bahagian
30 Siasatan Jenayah Daerah pada ketika itu untuk saya teruskan siasatan
31 di bawah Seksyen 4(1) Akta Hasutan 1941.
32
- 33 **MFR** Ok.
- 34
- 35 **CHM** Seksyen 4 Sediton Act? Sediton Act, ok carry on.
- 36
- 37 **MFR** Can we mark this exhibit for 101.

1
2 **CHM** Exhibit 101, ok.
3
4 **MFR** Jadi Puan untuk laporan ini Puan telah membuat rakaman percakapan?
5
6 **NURUL** Sudah. Saya buat rakaman percakapan kepada pengadu dan juga
7 beberapa orang saksi yang lain.
8
9 **MFR** Boleh Puan ingat siapa pengadu yang membuat laporan polis ini?
10
11 **NURUL** Pengadu? Pengadu ialah En Mat Salam Bin Sarif. Dia merupakan
12 kontraktor berumur 60an. Dia datang bersama dengan satu orang
13 perempuan dan lima orang lelaki yang lain. Jadi laporan polis yang
14 mereka buat ini semua sama sahaja.
15
16 **MFR** Jadi ada menerima laporan polis lain selain daripada yang diberi ini?
17
18 **NURUL** Yang ini untuk pengadu ini, ini adalah laporan polis yang kedua sebab
19 ini Chembong 1417/14. Kalau yang sebelum itu pengadu ada buat satu
20 juga report iaitu Chembong 1416/14 tapi report itu berkaitan dengan satu,
21 mengenai Presiden Persekutuan Kristian Malaysia masa itu, Rev Dr Eu
22 Hong Seng.
23
24 **MFR** Baik yang berkaitan Joshua Hilmy adalah ini laporan pertama ya?
25
26 **NURUL** Ya yang ini adalah yang pertama.
27
28 **MFR** Laporan yang Puan sebutkan tadi yang selain daripada dua yang Puan
29 sebutkan ada tiga lagi laporan lain?
30
31 **NURUL** Tak ada, yang ini sahaja.
32
33 **MFR** Ini sahaja yang berkaitan dengan Joshua?
34
35 **NURUL** Berkaitan dengan Joshua ini, ini sahaja lepas itu yang lain itu sama
36 sahaja yang ini, sama saja kandungan dia.
37

1 **MFR** Kandungan sama tapi pengadu berlainan?
2
3 **NURUL** Ya betul.
4
5 **MFR** Baik so jadi untuk laporan polis Chembong 0014/17 seterusnya 1418?
6
7 **NURUL** Betul.
8
9 **MFR** 1419.
10
11 **NURUL** Ya betul.
12
13 **MFR** So dia 1417, 1418, 1419, tiga laporan polis?
14
15 **NURUL** Ada tiga laporan polis.
16
17 [02:45PM]
18
19 **MFR** Baik. Cuma kandungannya adalah sama?
20
21 **NURUL** Ya betul.
22
23 **MFR** Baik. Jadi untuk laporan polis ini, Puan telah memanggil pengadu untuk
24 memberi, untuk merekodkan rakaman percakapan.
25
26 **NURUL** Betul.
27
28 **MFR** Pada hari yang sama?
29
30 **NURUL** Ya pada hari yang sama. Dan dua pengadu yang lain?
31
32 **MFR** Juga saya rekodkan pada hari yang sama dan sambung rakaman
33 percakapan ada juga pada hari-hari yang berikutnya.
34
35 **MFR** Hasil daripada rakaman percakapan itu, apa yang Puan dapat daripada
36 pengadu?
37

- 1 **NURUL** Apa yang saya dapat daripada pengadu? Pengadu tiada maklumat
2 lanjut berkenaan dengan apa yang dipaparkan di Facebook jadi mereka
3 ini hanyalah kata nampak, tengah tengok-tengok Facebook lepas itu
4 nampak satu kenyataan ini jadi saya screenshot, saya kongsi dekat
5 group WhatsApp lepas itu kita ramai-ramai setuju untuk membuat satu
6 laporan polis. Itu sahaja.
7
- 8 **MFR** Setelah mendapat rakaman percakapan daripada pengadu, tindakan
9 awal untuk kes ini apa yang Puan lakukan?
10
- 11 **NURUL** Tindakan awal saya ialah untuk dapatkan maklumat lanjut siapakah
12 Joshua Hilmy di laman Facebook ini. Jadi saya telah hantarkan
13 permohonan untuk siasatan lanjut, mendapatkan maklumat lanjut ini
14 kepada pihak Siber JSJK Bukit Aman dan juga pihak SKMM Putrajaya
15 Tuan Pengerusi.
16
- 17 **MFR** Baik boleh Puan terangkan hasil maklum balas daripada agensi yang
18 Puan dapatkan maklumat tersebut?
19
- 20 **NURUL** Ok. Daripada pihak Cyberjaya kita tiada apa-apa maklumat. Cuma
21 daripada pihak SKMM beberapa –
22
- 23 **CHM** Cyberjaya bermaksud MCMC lah kan? MCMC ya?
24
- 25 **NURUL** No.
26
- 27 **CHM** Bukan.
28
- 29 **NURUL** Jabatan Komersial, Komersial Bukit Aman.
30
- 31 **CHM** Cyberjaya?
32
- 33 **NURUL** Siber, Bahagian Siber Jabatan Komersial.
34
- 35 **PM1** Siber? Bukan Cyberjaya?
36
- 37 **NURUL** No, no.

1
2 **PM1** Ok, minta maaf.
3
4 **CHM** Ok Bahagian Siber ya?
5
6 **NURUL** Ya.
7
8 **CHM** Yang Bukit Aman?
9
10 **NURUL** Bukit Aman ya.
11
12 **CHM** Iaitu JSJ lah?
13
14 **NURUL** JSJK.
15
16 **CHM** JSJK, ok, ok. So apa maklum balas dia ini?
17
18 **NURUL** Daripada JSJK kita tak dapat apa masa itu. Cuma daripada pihak
19 SKMM lah yang membantu untuk saya teruskan siasatan dalam kes ini.
20 Jadi daripada pihak SKMM dua bulan selepas saya hantar permohonan
21 itu ada memberikan maklumat yang dipercayai boleh membantulah.
22 Jadi antaranya ialah ada sekeping gambar satu lelaki dan satu
23 perempuan bersama dengan, bergambar dengan sebuah kereta Kancil
24 warna merah. Ok jadi dekat situ ada nombor plat ACW7498. Jadi
25 alamat dekat situ dikatakan di kawasan Kampung Jawa, Klang. Tapi tak
26 ada alamat yang penuh. Ok jadi saya berdasarkan nombor plat kereta
27 itu, saya buat permohonan kepada JPJ, Jabatan Pengangkutan Jalan
28 untuk tahu siapa pemilik nombor plat itulah. Ok jadi berdasarkan
29 nombor plat itu JPJ memberi maklum balas kepada satu penama, nama
30 ialah Hilmy Bin Halim. Dengan satu nombor kad pengenalanlah. Ok jadi
31 –
32
33 **CHM** Alamat?
34
35 **NURUL** Alamat tak ada. Dekat situ alamat tak ada jadi seterusnya sama ambil
36 nombor kad pengenalan itu pula, saya cuba cari kita punya polis

1 reporting system. Ok jadi dalam polis reporting system itu, kita dapati
2 penama ini pernah membuat laporan polis pada tahun 2012.
3
4 **PM1** Hilmy is it?
5
6 **NURUL** Ya Hilmy Bin Halim ada membuat laporan polis.
7
8 **PM1** Nama dia, ok.
9
10 **NURUL** Ok Hilmy Bin Halim.
11
12 **PM1** 12 ya.
13
14 **NURUL** Ya. Maaf Tuan Pengerusi, saya bertukar semula. Daripada JPJ itu ada
15 alamat nombor plat itu. Alamatnya ialah di Ipoh Perak. Itu satu alamat
16 yang saya dapat daripada JPJ link ok. Kemudian melalui PIRS sistem
17 dapat satu lagi alamat di Taman Bangai, Butterworth, Penang. Ok jadi
18 ada dua alamatlah yang saya dapat berdasarkan kad pengenalan
19 penama yang saya dapat daripada nombor kereta itu. Ok jadi
20 seterusnya saya pergi kedua-dua alamat ini untuk kesan penama jadi
21 hasil saya, hasil pemeriksaan itu memang penama tak ada dekat situ.
22 Jadi rumah berkunci, bertanya dengan jiran pun tak tahu siapa dekat
23 rumah itu jadi saya tiada petunjuk macam mana saya nak teruskan
24 siasatan ini. Jadi sepanjang saya menyiasat kes ini beberapa kali telah
25 dipanggil oleh Jabatan Peguam Negara. Jadi tiada petunjuk jadi arahan
26 daripada AGC masa itu adalah untuk saya NFA kan kes ini. Jadi walau
27 pun sebelum itu saya telah masukkan dalam sistem untuk saya
28 letakkan penama ini sebagai orang yang dikehendaki, kemudian dapat
29 arahan untuk NFA saya batalkan semula orang yang dikehendaki itu.
30
31 **CHM** Dan macam mana peguam negara terlibat di peringkat ini?
32
33 **NURUL** Sebab masa itu apa-apa kertas siasatan berkaitan dengan isu berkaitan
34 agama, lohmanan, jadi kita dipanggil untuk hadir mesyuarat untuk kita
35 tengok perkembangan siasatan ini.
36
37 **CHM** Siapa memanggil?

- 1
- 2 **NURUL** Jabatan Peguam Negara, masa itu ialah saya tak ingat siapa yang
3 panggil tapi memang dipanggilah bersama dengan IO-IO yang lain
4 bersama dengan kertas siasatan yang lain.
5
- 6 **CHM** Adakah Peguam Negara panggil sebab laporan ini dirujuk kepada
7 Peguam Negara? Adakah itu sebabnya yang Peguam Negara panggil
8 mesyuarat itu? Macam mana yang menyebabkan Peguam Negara
9 panggil mesyuarat itu?
10
- 11 **NURUL** Saya kurang pasti cuma memang arahan pada masa itu untuk kita pergi
12 ke Jabatan Peguam Negara untuk merujuk kertas siasatan itu kepada
13 mereka.
14
- 15 **CHM** Ok.
16
- 17 **NURUL** So maksudnya daripada daerah pergi kepada IPK Negeri Sembilan
18 ketika itu, lepas itu pergi kepada Bahagian D5 Bukit Aman, lepas itu
19 pergi kepada Jabatan Peguam Negara.
20
- 21 **CHM** Ok.
22
- 23 **MFR** Adakah dia disebabkan ia melibatkan Akta Hasutan?
24
- 25 **NURUL** Ya, betul
26
- 27 **MFR** Baik, so Puan saya nak tanya –
28
- 29 **CHM** Sebentar, sebentar, siapa yang *catagorisekan* siasatan ini kita siasat
30 dari sudut akta-akta hasutan. Siapa yang *mengcatagorisekanlah?*
31 Memberi pedoman?
32
- 33 **NURUL** Pada masa itu saya –
34
- 35 **CHM** Pihak polis atasan ataupun Jabatan Peguam Negara?
36
- 37 **NURUL** Pihak polis.

1
2 **CHM** Polis?
3
4 **NURUL** Ya. Masa itu kita *classifykan* kes ini di bawah KBSD di Rembau lah
5 masa itu. Setelah dirujuk kepada kita punya Pegawai Turus Undang-
6 undang IPK Negeri Sembilan. Dan baru kita *classify* sebagai Akta
7 Hasutan.
8
9 **CHM** Sebentar, setelah dirujuk kepada mana?
10
11 **NURUL** Kepada Pegawai Turus D5 Bahagian Undang-undang di IPK Negeri
12 Sembilan.
13
14 **CHM** Ok. Pegawai itulah yang kata 'ok kita siasat bawah' –
15
16 **NURUL** Akta Hasutan.
17
18 **CHM** Ok, ya.
19
20 **MFR** Ok saya nak tarik balik Puan kepada maklumat yang Puan perolehi
21 daripada JPJ ya.
22
23 **NURUL** Ya.
24
25 **MFR** So semua permohonan maklumat ini melalui surat?
26
27 **NURUL** Ya betul melalui surat.
28
29 **MFR** So daripada maklumat JPJ, maklum balas yang diperolehi adalah
30 pemilik, nama pemilik, nombor kad pengenalan.
31
32 **NURUL** Ya dan alamat.
33
34 **MFR** Alamat.
35
36 **NURUL** Ya.
37

1 **MFR** Nombor telefon?
2
3 **NURUL** Nombor telefon pun tak ada.
4
5 **MFR** Tak ada. Jadi selepas dapat maklumat tersebut, Puan telah membuat
6 pergi ke alamat yang diperolehi itulah?
7
8 **NURUL** Ya betul.
9
10 **MFR** Boleh Puan anggaran masa bila Puan pergi selepas dapat maklum
11 balas daripada JPJ?
12
13 **NURUL** Boleh saya rujuk nota saya Tuan Pengerusi? Saya terima laporan
14 daripada SKMM pada 15.09.2014. Kemudian saya kesan suspek di
15 alamat Ipoh pada 30 September.
16
17 **MFR** Boleh Puan ulang?
18
19 **NURUL** Saya terima laporan SKMM pada 15.09.2014, kemudian saya kesan
20 suspek iaitu alamat yang di Ipoh itu pada 30.09.2014,
21
22 **MFR** Maklum balas daripada JPJ?
23
24 **NURUL** JPJ pada 24.09.2014,
25
26 **MFR** So semua maklum balas diterima tiga bulan selepas laporan polis
27 dibuat.
28
29 **NURUL** Permohonan, ya.
30
31 **MFR** Dan Puan buat permohonan selepas laporan polis di buat?
32
33 **NURUL** Betul.
34
35 **MFR** Baik.
36

1 **CHM** Sebentar ya. Tadi Puan kata Si Hilmy ini, penama bernama Hilmy ini
2 ada buat laporan polis ya?
3
4 **NURUL** Ya.
5
6 **CHM** Dalam tahun 2012?
7
8 **NURUL** Betul.
9
10 **CHM** Puan tahu tak apakah kandungan laporan polis itu?
11
12 **NURUL** Setahu saya berkaitan dengan dia risau mengenai duit di dalam akaun
13 dia, itu sahaja. Dia tak ada ceritakan detail lah apa benda dekat dalam
14 itu.
15
16 **CHM** Puan ada memperolehi laporan itu waktu itu?
17
18 **NURUL** Saya hanya lihat melalui polis reporting system sahaja masa itu Tuan
19 Pengerusi.
20
21 **CHM** Ok.
22
23 **MFR** Ok selepas Puan memperolehi maklumat daripada JPJ, SKMM, ada
24 buat check dengan Jabatan Pendaftaran Negara?
25
26 **NURUL** Ada buat dengan Jabatan Pendaftaran Negara dan juga beberapa
27 agensi yang lain macam Astro dan juga LHDN, SPR.
28
29 **MFR** So hasil keseluruhannya memang ada penama nama Hilmy Bin Halim?
30
31 **NURUL** Daripada Jabatan Pendaftaran Negara memang ada nama Hilmy Bin
32 Halim.
33
34 **MFR** Maklumat lain serta –
35
36 **NURUL** Maklumat daripada Astro dan LHDN tidak dapat didedahkan. Itu
37 berdasarkan surat yang saya dapatlah. Jadi memang –

1
2 **CHM** Jabatan Pendaftaran Negara ini –
3
4 **NURUL** Pendaftaran Negara.
5
6 **CHM** Jabatan Pendaftaran Negara ini dapat alamat tak?
7
8 **NURUL** Alamat, ada alamat tapi saya tak ingat dekat mana dah.
9
10 **CHM** Ada pergi check alamat yang diperolehi daripada JPN?
11
12 **NURUL** Di, yang di Ipoh itu.
13
14 **CHM** Ipoh juga?
15
16 **NURUL** Ya.
17
18 **CHM** Ok.
19
20 **MFR** So alamat samalah dengan JPJ dan JPN?
21
22 **NURUL** Ya.
23
24 **MFR** Puan ada buat lawatan tapi untuk macam tindakan awal, ada nombor
25 telefon ke yang Puan perolehi?
26
27 **NURUL** Ya berkaitan dengan laporan polis yang penama buat pada tahun 2012
28 itu ada tertera nombor telefon. So bila dapat nombor telefon itu, saya
29 dan anggota ada cuba berhubung dengan nombor telefon itu. Memang
30 ada orang yang menjawab panggilan telefon. Jadi bila kita bertanya
31 adakah dia bernama Hilmy, jadi dia sekejap mengatakan ya, sekejap
32 mengatakan tidak. Ok bila kita cuba untuk rolling di manakah
33 kedudukan lokasi nombor telefon itu, kita tak dapat. Cuba lagi
34 menghubungi nombor telefon itu lepas itu kita langsung dah tak dapat
35 nak call.
36
37 **MFR** So ada panggilan telefon dibuatlah?

- 1
- 2 **NURUL** Ada.
- 3
- 4 **MFR** Baik. Seseorang membuat panggilan telefon dan cuba pergi ke alamat
5 dan tiada siapa dekat alamat tersebut, apa tindakan lain Puan untuk
6 menjejaki Hilmy Bin Halim ini?
- 7
- 8 **NURUL** Saya terpaksa wanted kan dia di dalam sistem sebagai orang yang
9 dikehendaki.
- 10
- 11 **MFR** Ada sebarang SOP ke untuk wanted kan seorang itu ataupun kriteria?
- 12
- 13 **NURUL** Tiada sebab kita bila dah maklumkan kepada kita punya ketua
14 mengatakan sekian hasil siasatan kita macam ini, macam ini, kita still
15 tak dapat jadi arahan daripada bos untuk kita wanted kan dan kita buat
16 di dalam RJ, dalam sistem polislah.
- 17
- 18 **MFR** So anggaran dia, laporan polis dibuat pada bulan Jun, Puan membuat,
19 dapat maklum balas dan membuat siasatan, pergi ke rumah semua
20 dalam September, untuk wanted itu dalam bulan September juga?
- 21
- 22 **NURUL** Wanted saya pada awal Oktober.
- 23
- 24 **MFR** Oktober?
- 25
- 26 **NURUL** Yes.
- 27
- 28 **MFR** Dari semasa ke semasa siasatan Puan ini, maklumat ataupun perincian
29 siasatan Puan ini, Puan lakukan kepada siapa?
- 30
- 31 **NURUL** Kepada Ketua Bahagian Siasatan Jenayah daerah Rembau masa itu.
- 32
- 33 **MFR** Siapa dia Puan?
- 34
- 35 **NURUL** ASP Abdul Karim.
- 36
- 37 **MFR** Ada apa-apa arahan lain daripada ASP?

1
2 **NURUL** Tiada.
3
4 **MFR** Ok semasa Puan membuat lawatan ke rumah yang didakwa milik Hilmy
5 Bin Halim, ada Puan interview siapa-siapa dulu?
6
7 **NURUL** Ada saya interview penama bernama Hasima tapi daripada beliau pun
8 tak ada apa-apa maklumat yang saya boleh dapat. Dia pun tak tahu
9 siapa yang duduk dekat rumah itu.
10
11 **MFR** Hasima ini siapa?
12
13 **NURUL** Hasima ini ada satu pekerja dekat bawah rumah itu. Dia macam rumah
14 dua tingkat, jadi dekat bawah itu dia jadikan kedai.
15
16 **CHM** Minta maaf ini rumah di mana ya?
17
18 **NURUL** Di Ipoh Tuan Pengerusi.
19
20 **CHM** Dekat mana di Ipoh?
21
22 **NURUL** Ipoh di Taman Fair Park. Ipoh.
23
24 [03:00PM]
25
26 **CHM** Taman Fair Park?
27
28 **NURUL** Ya.
29
30 **MFR** Puan ada rekodkan rakaman tersebut?
31
32 **NURUL** Ada saya rekodkan alamat itu.
33
34 **MFR** Boleh bacakan alamat tersebut?
35
36 **NURUL** Sebentar. No.89A, Jalan Fair Park.
37

- 1 **MFR** Macam mana dia spell Fair Park?
2
- 3 **NURUL** F-A-I-R P-A-R-K, Ipoh, Perak.
4
- 5 **MFR** Baik ini yang maklumat Puan perolehi daripada JPJ, SKMM.
6
- 7 **NURUL** Betul.
8
- 9 **MFR** So Puan telah pergi ke alamat tersebut dan telah bertemu dengan
10 Hasima yang kemungkinan adalah apa ini, individu yang tinggal di
11 kawasan tersebutlah.
12
- 13 **NURUL** Betul.
14
- 15 **MFR** Dan hasil interview bersama Hasima, dia memaklumkan?
16
- 17 **NURUL** Dia tak tahu siapa penghuni di rumah itu. Dia tak tahu, dia tak pernah
18 nampak dan dia tak tahu, memang dia tak tahu.
19
- 20 **PM1** Boleh saya tanya ya?
21
- 22 **NURUL** Ya.
23
- 24 **PM1** Saya Madeline, terima kasih. I think you have done a good job. Ok cuma
25 saya nak tahu, bila pergi ke rumah Fair Park ini, adakah rumah itu
26 rumah sewa ke pada tanggapan Puan atau, sebab katanya ada orang
27 duduk di bawah, ada duduk di atas, adakah maksudnya satu rumah
28 dua?
29
- 30 **NURUL** Tidak. Dia dua tingkat ada banyak-banyak pintu. So sederet itu ada
31 lebih, saya rasa lapan ke 10 pintu.
32
- 33 **PM1** Maksudnya rumah sewalah kira roughly?
34
- 35 **NURUL** Macam rumah sewa.
36
- 37 **PM1** Macam rumah sewa ya?

1
2 **NURUL** Ya.
3
4 **PM1** So cuma puan interview Hasima sajalah ya?
5
6 **NURUL** Ya.
7
8 **PM1** Tak usaha, tak ada nak bertanya yang lain tak ada kan?
9
10 **NURUL** Tak ada orang dekat situ. Likely macam kawasan itu dah lama
11 ditinggalkan dan macam staf dekat sini jadi saya jalan, jalan, jalan dan
12 jumpa dengan orang ini, lima orang saja yang saya jumpa.
13
14 **PM1** Dan dia pun tak tahu ya?
15
16 **NURUL** Dia pun tak tahu. Kalau –
17
18 **PM1** Dia orang Malaysia?
19
20 **NURUL** Orang Malaysia.
21
22 **PM1** Ok.
23
24 **NURUL** Dan rumah itu pun memang saya check berkunci. Berkunci, berpagar
25 dan berkunci.
26
27 **PM1** Ok sebab saya nak tahu siapa, tahu tak siapa yang memiliki rumah
28 tersebut? Sebab kalau rumah sewa mesti ada pemilik kan?
29
30 **NURUL** Saya tak tahu.
31
32 **PM1** Tak tahu ya. Cuma mencari Hilmy dan tapi masa itu nama dia Hilmy
33 Bin Halim ya?
34
35 **NURUL** Yes.
36
37 **PM1** Ok, terima kasih. Thank you.

1
2 **NURUL** Thank you.
3
4 **MFR** Ok Puan, so selepas lawatan tersebut anggaran September?
5
6 **NURUL** Ya betul.
7
8 **MFR** September.
9
10 **NURUL** September 27. Saya buat lawatan itu 30 September.
11
12 **MFR** 30 September. Selepas itu diwartakan Hilmy Bin Halim.
13
14 **NURUL** Ya.
15
16 **MFR** Apa tindakan selepas itu?
17
18 **NURUL** Selepas itu selepas wanted, kertas siasatan itu saya close lah, kemas
19 untuk simpan sekiranya ada sebarang petunjuk yang lain.
20
21 **MFR** Yang Puan last rujuk dengan Jabatan Peguam Negara ini pada bila?
22
23 **NURUL** Last rujuk ialah pada sekejap ya, mana saya letak. Pada 01.11.2014.
24 Kertas siasatan ini dirujuk semula ke AGC Putrajaya. Lepas itu saya
25 terima arahan untuk NFA kan IP itu.
26
27 **MFR** IP ini dinafikan pada?
28
29 **NURUL** 01.11.2014.
30
31 **MFR** Hari yang sama?
32
33 **NURUL** Ya.
34
35 **MFR** Baik Puan, saya dah dapatkan barang... cuma few things need clarify.
36 Tadi Puan ada bagi tahu pasal panggilan telefon Puan telah buat. Bila?
37

1 **CHM** Sebentar. Adakah orang ini masih di wanted kan?
2
3 **NURUL** Tidak Tuan Pengerusi. Saya telah batalkan setelah arahan NFA
4 diterima.
5
6 **CHM** Ok.
7
8 **NURUL** Ya.
9
10 **CHM** Sekarang dah ok.
11
12 **PM1** Ok sorry, saya cuma tengok filem cowboy saja bila tulis wanted itu. Apa
13 maksud wanted dalam konteks individu yang hilang atau whatever lah
14 ya? Bila disebut status dia itu wanted, apa maksud dia?
15
16 **NURUL** Maksudnya ialah orang yang dikehendaki sebagai suspek dalam –
17
18 **PM1** Apa-apa?
19
20 **NURUL** Apa-apa kes,
21
22 **PM1** Jadi maksudnya?
23
24 **NURUL** Maksudnya kalau dia nak ke luar negara ataupun dia lalui apa-apa
25 roadblock, jadi benda itu akan keluar di dalam sistem untuk kita tahan
26 orang itu.
27
28 **PM1** So integrated system?
29
30 **NURUL** Ya.
31
32 **PM1** Ok, alright, thank you.
33
34 **MFR** Ok Puan, bila kita kata pesara NFA ini, apa ground justification untuk
35 di, tiada tindakan lanjut terhadap kes ini?
36

1 **NURUL** Arahan daripada AGC tadi untuk NFA sebab kita tiada petunjuk untuk
2 kes ini jadi setelah usaha untuk kita kesan penama dan wanted pun kita
3 tak ada terima apa-apa mengatakan dia ini, penama ini ditangkap di
4 sekian-sekian tempat daripada ada wanted list kan, jadi NFA. Jadi kes
5 NFA.
6

7 **MFR** Kerana orang ini tak dapat dikesan?
8

9 **NURUL** Ya. Sekiranya dikesan, tadi kan kita, saya dah wanted kan dia,
10 kemudian tiba-tiba pada sekian tarikh misal kata contoh, tiba-tiba jumpa
11 orang ini di jalan A, jadi saya dah dapat suspek ini jadi, dan baru saya
12 boleh teruskan siasatan. Jadi sepanjang kes ini tak, selagi belum di
13 NFA jadi selagi itulah statusnya akan still dikehendaki.
14

15 **MFR** Baik Puan tadi berkaitan dengan panggilan telefon. Panggilan telefon
16 dibuat pada bila?
17

18 **NURUL** Pada hari yang sama saya pergi di, saya pergi kesan suspek di Ipoh
19 dan juga di Butterworth iaitu pada 30.09.2014 itu.
20

21 **MFR** Ipoh dan Butterworth?
22

23 **NURUL** Ya.
24

25 **MFR** Kenapa di Butterworth?
26

27 **NURUL** Sorry, maksudnya?
28

29 **MFR** Puan kata pergi ke Ipoh yang maklumat alamat Hilmy Bin Halim ini di
30 Ipoh.
31

32 **NURUL** Ya.
33

34 **MFR** So kenapa pergi ke Butterworth?
35

1 **NURUL** Sebab berdasarkan laporan polis yang penama ini pernah buat 2012
2 itu selain nombor telefon, ada juga alamat di Butterworth iaitu di B6-
3 415, Jalan Bagan 21, Taman Bagan, Butterworth, Pulau Pinang.
4
5 **CHM** Taman?
6
7 **NURUL** Taman Bagan. B-A-G-A-N.
8
9 **CHM** Bagan.
10
11 **NURUL** Ya.
12
13 **CHM** Butterworth ya?
14
15 **NURUL** Ya.
16
17 **CHM** Sekali lagi, alamat ini diperolehi dari mana?
18
19 **NURUL** Daripada laporan polis yang Hilmy ini buat tahun 2012 itu.
20
21 **MFR** Panel members, I would like to highlight IC, that we received from the
22 item that receive belong to name Hilmy Bin Halim.
23
24 **CHM** Ok.
25
26 **MFR** Besarkan. Boleh Puan sahkan ini alamat?
27
28 **NURUL** Ya betul.
29
30 **CHM** Ok apa berlaku di alamat itu?
31
32 **NURUL** Saya dapati keadaan rumah berkunci dan juga tiada orang di dalam
33 rumah itu.
34
35 **MFR** Puan ada rekod lagi ke nombor yang Puan hubungi?
36
37 **NURUL** Ada.

1
2 **MFR** Boleh bacakan?
3
4 **NURUL** Nombor telefon itu [REDACTED]
5
6 **CHM** Bagaimana keadaan rumah itu ya, di Taman Bagan ini? Kosong tapi
7 ada betul-betul orang tinggal ataupun kosong dan nampak macam
8 orang tak pernah tinggal. Macam mana keadaan dia?
9
10 **NURUL** Rumah yang macam dah lama ditinggalkan.
11
12 **CHM** Rumah jenis yang macam mana? Teres ke rumah banglo ke?
13
14 **NURUL** Pangsapuri.
15
16 **CHM** Pangsapuri.
17
18 **NURUL** Ya. Ada banyak tingkat.
19
20 **CHM** Ya. Ada bertanya pada jiran ke siapa biasa duduk di rumah ini, ada tak
21 bertanya kepada jiran semua?
22
23 **NURUL** Saya temu ramah secara lalu sajalah masa itu, saya cakap ada orang
24 dalam ini, tak ada tapi saya tak ada ambil detail lah siapa yang saya
25 ada tanya itu.
26
27 **CHM** Tak ambil maklumat daripada jiran itu?
28
29 **NURUL** Sebab saya bertanya secara ringkas saja. Saya cakap 'di mana orang
30 dekat rumah ini', 'tak tahu'. Jadi tak tahu. 'Betul tak tahu?', 'tak tahu'.
31 Jadinya itu sahaja itu dan kita buat benda lain.
32
33 **CHM** Ok.
34
35 **MFR** Untuk semakan tadi Puan dah maklum ok ada buat semakan kepada
36 JPJ, SKMM, JPN. Untuk pergerakan masuk dan keluar negara ada di
37 Jabatan Imigresen?

1
2 **NURUL** Ada. Daripada Jabatan Imigresen ada saya buat semakan juga.
3
4 **MFR** Hasil daripada maklumat, Puan ada terima apa-apa maklumat tak?
5
6 **NURUL** Saya tak ingat tapi setahu saya yang saya boleh highlight kan ialah tak
7 ada pergerakan dia ke luar negara.
8
9 **MFR** Jadi untuk tindakan terakhir untuk kes ini berkaitan dengan Hilmy Bin
10 Halim adalah kes ini dia detail kan lah?
11
12 **NURUL** Betul.
13
14 **MFR** Betul. Hasil siasatan ini dimaklumkan kepada pengadu ke?
15
16 **NURUL** Ada.
17
18 **MFR** Ada?
19
20 **NURUL** Ada.
21
22 **MFR** Pada November ke?
23
24 **NURUL** Ya pada tahun itulah, 2014 itu.
25
26 **MFR** Pada tahun, pada bila?
27
28 **NURUL** Hujung tahun 2014.
29
30 **MFR** So pengadu ada bagi respons ke terhadap?
31
32 **NURUL** Dia kata tak ada apa.
33
34 **MFR** Baik, saya tarik balik ke belakang Puan ya. Puan kata Puan ada
35 dihubungi oleh anggota daripada balai polis Sungai Way berkaitan
36 dengan kes kehilangan Joshua Hilmy. Apa yang maklumat dicari oleh
37 anggota tersebut?

1
2 **NURUL** Panggilan telefon itu dia bertanya 'Puan, Puan ada siasat kes nama
3 Joshua Hilmy tak?', macam itulah lebih kurang Tuan Pengerusi. Jadi
4 dia bertanyalah macam mana dengan kes ini, apa-apa semua kerana,
5 jadi saya cakap dengan dia untuk kes itu saya tak ada buat tangkapan
6 sebab kes itu NFA dan saya tak dapat kesan pun penama ini. Jadi lepas
7 itu cakap dengan dia, saya dah bertukar ke IPD Sentul pada masa itu
8 jadi kalau nak tahu lebih lanjut berkaitan dengan IP itu kena rujuk
9 dengan IPD Rembau.
10
11 **CHM** Ok. Nama Puan tak ingat pengadu itu?
12
13 **NURUL** Saya tak ingat Encik.
14
15 **MFR** So hasil yang siasatan 2014 Puan, Puan ada alamat berkaitan dengan
16 Hilmy Bin Halim, semua itu ada disalurkan kepada anggota yang
17 memohon penama tersebut?
18
19 **NURUL** Tak ada.
20
21 **MFR** Tidak ada?
22
23 **NURUL** Tak ada.
24
25 **MFR** So perbualan berhenti setakat itu saja?
26
27 **NURUL** Ya betul.
28
29 **PM1** Ok saya dapati yang banyak siasatan diadakan pada 2014 ya.
30
31 **NURUL** Ya.
32
33 **PM1** Berkaitan dengan laporan yang dikemukakan oleh lima orang itu tadi
34 ya.
35
36 **NURUL** Betul.
37

- 1 **PM1** So you buat siasatan dan sebagainya lepas itu gap nya dan muncul ada
2 soalan datang daripada, soalan, ada yang telefon daripada Polis
3 Sungai Way.
4
- 5 **NURUL** Ya.
6
- 7 **PM1** So gap itu antara berapa dua tahun? Setahun? 12 ya, 17?
8
- 9 **NURUL** 17.
10
- 11 **PM1** About?
12
- 13 **NURUL** Empat tahun yang dibawa, tiga tahun.
14
- 15 **PM1** Bagaimana Puan tahu itu ada, Joshua Hilmy itu sama dengan siapa
16 nama ini? Joshua –
17
- 18 **MFR** Hilmy, hujung itu.
19
- 20 **NURUL** Hilmy Bin Halim?
21
- 22 **PM1** Macam mana Puan tahu dia merujuk kepada orang yang sama?
23
- 24 **NURUL** Saya tak tahu –
25
- 26 **PM1** Dia sebut atau?
27
- 28 **NURUL** Yang pegawai polis ditukar?
29
- 30 **PM1** Ok.
31
- 32 **NURUL** Berdasarkan kepada Joshua Hilmy punya nama. Dia cakap, dia kata
33 'Puan ada siasat kes berkaitan dengan Joshua Hilmy?'.
34
- 35 **PM1** Dan apa jawapan Puan?
36
- 37 **NURUL** Saya kata ada siasat tapi –

- 1
- 2 **PM1** Tapi Puan menyiasat berkaitan Joshua Hilmy atau, yang sebab 2014
- 3 itu tadi ya?
- 4
- 5 **NURUL** Ya.
- 6
- 7 **PM1** Ok. Sebab nama asal dia kan Hilmy Bin Halim.
- 8
- 9 **NURUL** Ya.
- 10
- 11 **PM1** Ok.
- 12
- 13 **NURUL** Itu yang SKMM berikan dengan kita maklumat itu sahaja. Dia pun
- 14 cakap, SKMM pun cakap benda ini dipercayai boleh membantu.
- 15
- 16 **PM1** Ok.
- 17
- 18 **NURUL** Jadi saya pun tak boleh nak sahkan adakah Hilmy Bin Halim itu
- 19 merupakan Joshua Hilmy.
- 20
- 21 **MFR** Thank you. Selain daripada anggota polis, beranggota balai polis
- 22 Sungai Way, ada anggota lain yang mewakili Puan?
- 23
- 24 **NURUL** Tak ada.
- 25
- 26 **MFR** Dan agensi lain yang berkait, yang menyiasat tentang perkara ini?
- 27
- 28 **NURUL** Sehingga En Faiz daripada pihak SUHAKAM panggil saya untuk
- 29 saya berikan keterangan.
- 30
- 31 **MFR** Ok Puan, untuk membantu Panel siasatan, ada maklumat lain yang
- 32 Puan boleh bagi kepada Panel siasatan?
- 33
- 34 **NURUL** Daripada saya tak ada. Itu saja yang saya boleh berikan dalam siasatan
- 35 saya setakat itu.
- 36
- 37 **MFR** No further question.

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37

CHM Ya.

PM2 Inspektor Nurul, selamat tengah hari. Yang untuk mendapat maklumat dari JPJ itu kena bagi nombor kereta kan? ACW, tapi dalam polis report tak ada nombor kereta kan? Chembong –

NURUL Ini report daripada pengadu memang tak ada.

PM2 Tak ada, so tapi kamu dapat maklumat kereta warna merah dan nombor kereta ini dari mana?

NURUL Daripada pihak SKMM.

PM2 SKMM ada maklumat nombor kereta?

NURUL Kita, cara permohonan. Macam mana kita nak dapatkan screenshot daripada Facebook. Dia orang, SKMM boleh trace di mana URL itu berada jadi dia boleh check penama Joshua Hilmy itu jadi apa-apa nama pun boleh naik daripada Joshua Hilmy itu jadi ada beberapa keping gambar dan juga beberapa status yang dimuat naik oleh Hilmy. Jadi gambar itulah yang diberikan kepada saya –

[03:15PM]

PM2 Gambar dalam Facebook Joshua yang diberikan kepada Puanlah.

NURUL Ya.

PM2 Ok. Terima kasih. Yang nak, saya berminat dalam penyiasatan kes 2014 ini. Setakat ini boleh terangkan apakah kumpulan Wira Perkasa? Ketua Wira Perkasa, siapa group ini, apa group ini?

NURUL Minta maaf Tuan saya tak berapa nak ingat tapi setahu saya mereka ini macam wakil, mewakili pribumi Melayu di kawasan ini untuk memperjuangkan hak-hak orang Melayu. Jadi bila contoh status yang macam ini di muat naik jadi dia orang rasa wajar untuk membuat

1 sesuatulah supaya tindakan boleh diambil kepada individu yang sesuka
2 hati buat kenyataan macam itu di media sosial.
3
4 **PM2** Inspektor, Inspektor kerja di IPD Rembau lima tahun kan Inspektor?
5
6 **NURUL** Ya.
7
8 **PM2** Ya. So apakah aktiviti kumpulan Wira Perkasa selain daripada buat
9 reput sebelum ini? Mungkin tahu sedikit kan kelab. Nampaknya mereka
10 macam aktif, ada persatuan. Apakah aktiviti mereka ke, apakah kaitan
11 mereka dengan orang kampung ke, di bandar Rembau ini?
12
13 **NURUL** Saya rasa dia orang itu macam antara wakil-wakil dalam komuniti itu
14 untuk menggerakkan bangsa Melayu, memperjuangkan Bangsa-
15 Bangsa Melayu so merapatkan silaturahim antara mereka. Jadi aktiviti
16 yang macam itulah.
17
18 **PM2** Lebih ke arah macam itu sajalah. Adakah mereka ini juga ahli parti
19 politik di Rembau ini?
20
21 **NURUL** Setahu saya tidak.
22
23 **PM2** Tidak?
24
25 **NURUL** Ya.
26
27 **PM2** Sebab waktu Puan Inspektor buat penyiasatan sebab ini adalah dalam
28 laporan ini ditulis 'saya selaku Ketua Wira Perkasa DUN Chembong,
29 ada tak menyiasat siapa kumpulan ini, kenapa mereka buat laporan,
30 apakah kaitan mereka dengan Facebook, kamu tak menyiasat
31 mendalam mengenai persatuan ini?
32
33 **NURUL** Individu ini?
34
35 **PM2** Wira Perkasa, individu memang pengadulah tapi yang, sebab dia
36 selaku Ketua Wira Perkasa. Tidakkah ini merupakan sesuatu yang

1 penting untuk memahami apakah niat, apakah sebab, apakah dia
2 punya tanggungjawab ke untuk membuat laporan sebegini?
3
4 **NURUL** Secara mendalam saya tidak secara mendalamlah. Ia bertanyakan
5 berkenaan dengan aktiviti ataupun apa yang diterangkan Cuma pada
6 masa itu mereka sepakat sebagai satu kumpulan yang saya telah
7 membaca di group WhatsApp masing-masing itu tapi kita cakap kita tak
8 puas hati kenapa status macam ini perlu dinaikkan. So kita mesti buat
9 sesuatu dengan perkara ini dan –
10
11 **PM2** Mereka itu maksudnya yang enam orang itu kan?
12
13 **NURUL** Ya betul.
14
15 **PM2** Dan adakah enam orang itu juga ahli kepada Wira Perkasa ini?
16
17 **NURUL** Ya ahli kepada –
18
19 **PM2** Itu Inspektor memang tahulah, jelas?
20
21 **NURUL** Ya.
22
23 **PM2** Dalam temu buat sebab Inspektor pada hari yang sama laporan ini di
24 buat telah menemu bual dengan si pengadu kan dan dua tiga orang
25 yang lain. Dalam soalan dengan si pengadu, latar belakang mereka
26 tidak di check ke? Adakah mereka ahli persatuan apa, pekerja apa, ahli
27 politik mana, apa kaitan, ada tanya macam itu atau tak, terus?
28
29 **NURUL** Tak. Tak beri, tak secara menyeluruh. Sekadar bertanya pekerjaan,
30 tinggal di mana, itu sajalah seingat saya.
31
32 **PM2** Ok. Dalam lima tahu di sana, adakah, sebab mereka pernah buat
33 laporan yang lain ya di group ini. Satu tadi telah diberitahu yang
34 Chembong 2014/17, 16 kan, 15. Group yang sama?
35
36 **NURUL** Ya kumpulan yang sama.
37

1 **PM2** Adakah laporan-laporan lain yang pernah dibuat oleh Wira Perkasa ini
2 dalam setahu Inspektor lah dalam lima tahun di Rembau ini?
3
4 **NURUL** Setahu saya itulah pertama kali saya dengar Wira Perkasa.
5
6 **PM2** Ok.
7
8 **NURUL** Dan 2012, 2014 so lebih kurang dua tahun baru saya dekat sana.
9
10 **PM2** Tidak ada, bukan laporan polis ya, ada aduan-aduan lain ya terhadap
11 apa-apa isu-isu berkaitan dengan agama ke, bangsa ke, kaum di area
12 itu yang kamu tahulah dalam pengetahuan kamu? Sebab kadang kala
13 orang buat aduan tak semestinya polis report. They call ini berlaku so –
14
15 **NURUL** Selama saya dekat sana Rembau, kawasan, tak, tak benda macam ini
16 bukan satu, macam bila dibuat kata macam terkejut juga lah.
17
18 **PM2** Terkejutlah ok so bukan kebiasaan di area itulah?
19
20 **NURUL** Bukan kebiasaan di area itu.
21
22 **PM2** Alright, ok terima kasih ya. Satu lagi yang report, status report dalam PRS
23 sistem itu bila Inspektor check Hilmy Bin Halim 2012 punya report itu.
24
25 **NURUL** Ya.
26
27 **PM2** Dalam PRS itu dia akan letakkan apakah status report NFA ke dia dah,
28 apa dia punya status? Boleh baca dari PRS atau itu cuma di balai
29 sahaja yang tahu yang IP itu?
30
31 **NURUL** Boleh baca.
32
33 **PM2** Boleh baca.
34
35 **NURUL** Boleh baca.
36
37 **PM2** So apa status waktu Inspektor check di 2012 itu yang kes ini?

1
2 **NURUL** Saya tak ingat.
3
4 **PM2** Tak ingat lah. Tapi macam apa yang Inspektor macam tak kena
5 mengena dengan kes inilah.
6
7 **NURUL** Ya betul.
8
9 **PM2** Yang apa yang Inspektor baca itu ada kes yang berkaitan dengan duit
10 apa tadi?
11
12 **NURUL** Ya, dia risau mengenai duit dia di dalam akaun dia. Dia macam buat
13 report covering.
14
15 **PM2** Report covering ya. Macam ada orang nak curi duit ke, nak ambil, nak
16 main dengan bank akaun macam itu ya maksud dia?
17
18 **NURUL** Tak boleh nak cakap macam mana. Just macam simple saja report dia
19 tapi I tak boleh nak ingat apa, very detail.
20
21 **PM2** Ok thank you.
22
23 **PM1** Ok dah? Ok thank you very much. Kalau kita merujuk exhibit ini tadi,
24 Puan ada kan? Disebut tentang bahawa laporan ini dikemukakan oleh
25 En Mohd Salam kan, ok. Jadi ayat yang dikatakan di situ ialah yang
26 dikatakan menghina Allah dan Rasul ya. So ayat itu ialah 'apa punya
27 bodohlah', that, itu ayat yang dikatakan di utara, yang dinyatakan oleh
28 Hilmy lah katanya ya.
29
30 **NURUL** Ya.
31
32 **PM1** Ada tak Puan ataupun pegawai yang lain menyiasat ataupun akses
33 kepada Facebook ini untuk mendapat kepastian itu betul yang di,
34 seperti yang dinyatakan dalam laporan ini atau diterima seadanya saja?
35
36 **NURUL** Dia ada bagi, pengadu ada bagi screenshot itu. Memang –
37

1 **PM1** Ada screenshot ya?
2
3 **NURUL** Ada. Ada screenshot kenyataan status itu. Jadi ada di dalam saya
4 punya kertas siasatanlah benda itu.
5
6 **PM1** Bila kita screenshot sebenarnya you can still akses Facebook itu kan
7 kalau dia Facebook right?
8
9 **NURUL** By right bolehlah.
10
11 **PM1** Sepatutnya kan?
12
13 **NURUL** Ya.
14
15 **PM1** Sebab itu boleh menunjukkan kepada kita apakah jenis perbuatan,
16 perbincangan sebelum ini. Dia banyak track dia kan. Sebab kita untuk
17 membina individu yang bernama Joshua Hilmy yang menggunakan
18 perkataan begini, you can read from his previous apa ini sebab kalau
19 kita tengok Facebook dia yang lain ceritanya lebih kepada dia
20 pembaptisme. Tapi yang ini dia menghina Allah which is a bit different
21 from his usual Facebook dialah. Tapi ini saja yang Puan tahulah ya?
22
23 **NURUL** Ini yang tahu.
24
25 **PM1** Tapi ini 2014 kan?
26
27 **NURUL** Ya. Yang daripada SKMM pun ada juga beberapa petikan status dia
28 yang lebih kurang –
29
30 **PM1** Begini atau sebab bezalah ini telah menghina yang mana dia mengutuk
31 sampai sepak-sepak. I mean –
32
33 **NURUL** Ada, memang ada.
34
35 **PM1** Yang 2014?
36
37 **NURUL** Yang 2014 apa maksudnya laporan?

1
2 **PM1** Sebab ini semua ini.
3
4 **NURUL** Ya.
5
6 **PM1** Sebab saya nak membezakan antara status Facebook dia 2014
7 dengan yang kami terima sebelum ini, I don't know, 20 berapa ya, the
8 recent one? His about, all about him baptism lah you know, so ini agak
9 berbeda sedikitlah. Jadi itu yang saya nak tahu, kebanyakan memang
10 begini caranya. Cara bila yang SKM dia bagi, masa Puan menulis
11 kepada SKM, so dia bagi screenshot kepada you all atau dia macam
12 mana cerita dia? Selalunya bila buat siasatan itu sebab saya tak faham
13 macam mana dia punya, you write into SKM... jadi apa yang dia beri
14 balik pada you?
15
16 **NURUL** Memberi, SKMM memberi balik jawapan, memberi beberapa petikan
17 status yang berada di dalam Facebook bernama Joshua Hilmy ini.
18
19 **PM1** Ok. But Puan sendiri tidak check ya?
20
21 **NURUL** Saya –
22
23 **PM1** Cuma ini datang daripada SKM lah?
24
25 **NURUL** Ya betul.
26
27 **PM1** Ok. Itu saja nak tahu sebab saya agak tertarik dengan cara penulisan
28 ini sebab –
29
30 **NURUL** Dan daripada SKMM itu pun ada beberapa petikan yang memang ada
31 lebih kurang ayatnya –
32
33 **PM1** Begini?
34
35 **NURUL** Begini tapi in English version.
36
37 **CHM** Puan sendiri ada akses tak Facebook itu?

1
2 **NURUL** Saya pun tak ingat saya ada akses ke tidak tapi saya ada bukan
3 Facebook untuk, so saya tak ingat apa yang saya dapat masa itu.
4
5 **CHM** Sebab Puan pun berkewajipan untuk nak verify the accuracy kan. Ini
6 screenshot t ambil daripada pengadu kan?
7
8 **NURUL** Ya.
9
10 **CHM** Dia macam mana? Dia print out the screenshot ?
11
12 **NURUL** Ya.
13
14 **CHM** Dia print out?
15
16 **NURUL** Dia print out.
17
18 **CHM** Dia print out, jadi berdasarkan print out itu Puan pergi tak masuk dalam
19 internet, akses the website membanding, ya memang.
20
21 **NURUL** Ada ini, Joshua Hilmy itu ada memang saya ada search tapi saya tak
22 ingat apa benda yang saya nampak masa itu. Saya dah tak boleh nak
23 ingat dah.
24
25 **CHM** Puan kena verify pertama kan? You have to verify first kan?
26
27 **NURUL** Ya.
28
29 **CHM** Ya and go to the valid Facebook kan?
30
31 **NURUL** Ya.
32
33 **CHM** Yang En Salman ini go to the same Facebook dan akses dan pastikan
34 ya memang screenshot itu yang memang datang daripada Facebook
35 ini. Ada buat pengesahan tak?
36
37 **MFR** Maksud dia pengesahan.

1
2 **CHM** Pengesahan begitu?
3
4 **NURUL** Saya sendiri ada buat pengesahan ke tidak? Maksudnya? Saya da
5 buat, ada search Joshua Hilmy tapi saya tak ingat, tak boleh nak ingat
6 apa benda yang saya dapat masa itu.
7
8 **PM2** Bukan yang lain tak apa, cuma persoalan dia adakah waktu buat search
9 itu yang berkaitan yang bahagian ini nampak ke tak nampak?
10
11 **NURUL** Tak ada.
12
13 **PM2** So waktu search tak nampak inilah?
14
15 **NURUL** Tak nampak.
16
17 **PM2** Sebab itu kamu tulis dekat SKMM terdapat lebih maklumatlah. SKMM
18 punya search menunjukkan memang ini ditulis oleh dia?
19
20 **NURUL** Tak.
21
22 **PM2** Tak juga?
23
24 **NURUL** Tak juga.
25
26 **PM2** Ok, ok.
27
28 **NURUL** Sebab itu SKMM clarify awal-awal bahawa benda ini sama ada boleh
29 membantu siasatan ataupun tidak jadi kitalah kena ambil macam mana.
30 Sebab itu saya perlu kesan penama ini berada di alamat-alamat yang
31 saya dah dapat itu. Jadi kalau saya dah tak dapat nak kesan dia macam
32 mana saya nak?
33
34 **CHM** Bermakna tak cukup buktilah nak link?
35
36 **NURUL** Ya.
37

1 **CHM** Nak link screenshot yang En Salman tunjuk itu kepada sesuatu
2 Facebook seseorang individu kan.
3
4 **NURUL** Ya.
5
6 **CHM** Tak cukup bukti ya?
7
8 **NURUL** Tak, tak, tak, maksudnya tak, siapa-siapa pun boleh buat benda itu.
9 Jadi mungkin ada penama yang sama daripada orang yang lain jadi kita
10 pun tak pasti.
11
12 **CHM** Kalau begitu tak perlulah nak pergi teruk-teruk sampai ke Ipoh ke.
13
14 **NURUL** No itu sahaja maklumat yang kita ada Tuan Pengerusi.
15
16 **CHM** Ya?
17
18 **NURUL** Itu sahaja maklumat yang saya ada untuk bantu siasatan saya pada
19 masa itu. Kalau tak ada jawapan daripada pihak SKMM macam mana
20 saya nak teruskan? Sekurang-kurangnya saya pergi saya tengok
21 orangnya dah tak ada. Dah tak ada, dah tak boleh nak jumpa dan apa
22 yang seterusnya itulah macam mana –
23
24 **CHM** Tak, maksud saya Puan kena berpuas hati yang screenshot itu
25 memang genuine kan, memang ada terdapatlah. Mesti berpuas hati
26 dulu kan?
27
28 **NURUL** Ya.
29
30 **CHM** Lepas itu baru buat siasatan lanjut cari penama Hilmy.
31
32 **NURUL** Ya betul.
33
34 **CHM** Selagi kepastian tak dibuat tak perlulah nak susah-susah, itu maksud
35 saya ya.
36

1 **NURUL** Boleh kata bertindak macam itulah daripada tak ada langsung Tuan
2 Pengerusi.
3
4 **CHM** Ok ya.
5
6 **PM2** Puan kalau isu atau hasil telah diklasifikasikan sebagai siasatan bawah
7 Akta Hasutan kan, adakah penglibatan special branch dilibatkan dalam
8 membuat penyiasatan bila masuk isu Akta Hasutan dan ini isu agama
9 lagi?
10
11 **NURUL** Tak ada.
12
13 **PM2** Tak ada?
14
15 **NURUL** Tak ada.
16
17 **PM2** So tak perlu ambil risikan mereka, dapat maklumat, apa betul ke tak,
18 tak adalah? Tak perlu?
19
20 **NURUL** Saya tak pasti kalau mereka ada buat tapi daripada pihak saya, saya
21 tak ada pula bertanya dengan mereka.
22
23 **PM2** Dan Inspektor Nurul yang bahagian atasan yang harus buat laporan
24 kepada siapa? S apa atau Senior IO, SIO?
25
26 **NURUL** Kalau saya terus kepada Ketua Bahagian Siasatan Jenayah.
27
28 **PM2** Ok siapa nama dia?
29
30 **[03:30PM]**
31
32 **NURUL** ASP Abdul Karim.
33
34 **PM2** ASP Abdul Karim ya. Dan semua tindakan yang dilakukan oleh
35 Inspektor Nurul ini adalah atas arahan ASP Abdul Karim atau sebagai
36 IO membuat ini?
37

1 **NURUL** Saya terima daripada ASP Abdul Karim.
2
3 **PM2** Thank you.
4
5 **PM1** Can I ask?
6
7 **CHM** Sebentar, sorry... Commissioner.
8
9 **PM1** Just one question, last question ya. Semasa En Salam membuat
10 laporan ini sebab dia tidak ada menyatakan apa-apa tentang Hilmy
11 adalah orang bertukar agama. Pada ketika itu tahu tak yang Hilmy ini
12 adalah siapa itu nama dia, Halim?
13
14 **NURUL** Hilmy Halim.
15
16 **PM1** Halim.
17
18 **NURUL** Saya tak tahu.
19
20 **PM1** You tak tahu ya? Ketika ini tak tahu.
21
22 **NURUL** Ya saya tak tahu.
23
24 **PM1** Dan tak ada kaitan dengan dia bertukar agama ke apa pun tak tahu?
25
26 **NURUL** Tak tahu.
27
28 **PM1** Cuma you menerima screenshot dan membuat siasatan?
29
30 **NURUL** Ya.
31
32 **PM1** Ok, alright, thank you.
33
34 **CHM** Ya.
35
36 **PK** Selamat petang, nama saya Philip Khoo, peguam untuk keluarga Ruth
37 Sitepu dan Ruth Sitepu ialah isteri Joshua Hilmy ya. I just like to ask

1 some question to clarify. Can I ask it in English, simple English is ok? If
2 you cannot then I try to do it in Malay? You can you try ok, thank you.
3 Just to repeat what was ask to you once when by Commissioner Jerald.
4 The multimedia commission, you all wrote to that commission to find
5 out whether this Facebook and screenshot is it?
6
7 **NURUL** Ya.
8
9 **PK** You did write. And what was the answer please? What did they –
10
11 **NURUL** What they answer?
12
13 **PK** Speak a bit louder to the microphone, thank you.
14
15 **NURUL** Boleh saya jawab dalam Bahasa Melayu?
16
17 **PK** Boleh, boleh, boleh, bahasa ya.
18
19 **NURUL** Apa jawapan yang saya terima daripada pihak SKMM.
20
21 **PK** Yes.
22
23 **NURUL** Tuan Pengerusi, sama jawapan macam mana saya beri dengan Tuan
24 Pengerusi tadi.
25
26 **PK** Ya.
27
28 **NURUL** Beberapa keping gambar.
29
30 **PK** Ya.
31
32 **NURUL** Beberapa kenyataan status yang dimuat naik. Kemudian ok itu.
33
34 **PK** So keping gambar itu tepat dengan keping yang di laporan polis ini?
35
36 **NURUL** Tidak.
37

1 **PK** Tidak?
2
3 **NURUL** Tidak.
4
5 **PK** So tidak ada kenyataan seperti yang menghina.
6
7 **NURUL** Ya.
8
9 **PK** Agama Islam atau menghina perkataan Allah atau nabi ya, tidak ada?
10
11 **NURUL** Laporan SKMM tidak ada yang di dalam laporan polis ini tidak ada.
12
13 **PK** Tidak.
14
15 **NURUL** Tetapi berkaitan dengan posting yang lain ada.
16
17 **PK** Ya.
18
19 **NURUL** Beberapa posting yang lain.
20
21 **PK** Tetapi bukan posting ini.
22
23 **NURUL** Ya.
24
25 **PK** Seperti –
26
27 **NURUL** Yang berkaitan dengan posting ini tidak ada.
28
29 **PK** Ok. Sebab tak begitu jelas benda inilah. Terima kasih ya atas itu.
30
31 **CHM** Sebentar, sebentar.
32
33 **PK** Ya.
34
35 **CHM** Tapi Puan ada secara khusus tak minta screenshot ini daripada
36 Multimedia Commission to confirm that?
37

1 **NURUL** Tak ada, dia orang tak boleh nak cari. So bila berdasarkan URL yang
2 mereka boleh cari, itu sahaja yang mereka boleh berikan kepada IO
3 kes.
4
5 **CHM** Adakah tuan punya Facebook boleh delete kalau dia tahu polis sedang
6 siasatan dia boleh delete?
7
8 **NURUL** Boleh, saya tak pasti.
9
10 **CHM** Tak pasti, ok, ok ya.
11
12 **PM2** Sorry ya Mr Philip.
13
14 **PK** Please Commissioner.
15
16 **PM2** Untuk pastikan permintaan daripada Inspektor Nurul kepada SKMM
17 jelas surat itu menyatakan di minta pihak SKMM untuk check bahagian
18 ini telah, screenshot ini ada ke tidak dalam URL itulah.
19
20 **NURUL** Ya.
21
22 **PM2** Itu memang permintaan kamulah?
23
24 **NURUL** Ya.
25
26 **PM2** Ok terima kasih. Just to clarify, thanks.
27
28 **PK** So selepas dapat tidak ada, adakah bagi mengesyorkan no further
29 action atau apa tak?
30
31 **NURUL** Ada. Kita masih juga pohon arahan lanjut daripada ketua bagaimana
32 untuk status kes ini.
33
34 **PK** Tetapi you buat laporan itu Security... Multimedia Commission kata
35 tidak ada, sudah buat laporan di ataslah, ke atas IPD? Atas superior?
36
37 **NURUL** Ya.

1
2 **PK** Ya. Tidak ada –
3
4 **NURUL** Tidak ada status yang ini cuma ada yang lain yang mungkin boleh
5 membantu.
6
7 **PK** Ok. Orang yang membuat laporan di tahun 2014 itu ialah seorang
8 bernama Mohd Salam Bin Sarip.
9
10 **NURUL** Ya betul.
11
12 **PK** Inspektor ada jumpa dia?
13
14 **NURUL** Ada.
15
16 **PK** Ya jumpa dia. You tahu bagaimana, bahawa dia kata dia Ketua Wira
17 Perkasa Chembong ya dan dia orang DUN.
18
19 **NURUL** Ya.
20
21 **PK** Dia juga DUN ya?
22
23 **NURUL** Ya.
24
25 **PK** DUN makna apa DUN dia?
26
27 **NURUL** Dewan Undangan Negeri.
28
29 **PK** Dia ada di dalam itu?
30
31 **NURUL** Tapi sorry I tak very detail bertanya berkenaan dengan ini pada masa
32 itu. Jadi I secara random saja untuk ambil dia punya karakter macam
33 mana.
34
35 **PK** Tuan Pengerusi, kita ada search di Internet dan ada nama orang ini dan
36 juga satu orang boleh, sorry with your all this.
37

1 **NURUL** Ya betul.
2
3 **PK** Ya. Dia identify dia Pengerusi Chembong DUN N.36 Chembong,
4 Pekan, DUN ya.
5
6 **PM1** Is there any mention of Wira Perkasa?
7
8 **PK** No.
9
10 **PM1** Then only DUN?
11
12 **PK** Ya DUN. Wira Perkasa dia title sendiri mungkin. Is a –
13
14 **PM1** But the DUN is Dewan, is it Dewan Undangan, no?
15
16 **NURUL** I tak sure.
17
18 **PM1** Tak tahu ya.
19
20 **NURUL** Saya tak sure.
21
22 **PK** Dewan Undangan Negeri.
23
24 **PM1** But would he –
25
26 **PK** Dia Pengerusi DUN. Tetapi dia bukan Dewan Undangan Negeri. Siapa
27 wakil Rembau pada masa itu? Wakil Rembau di Parlimen, you ada
28 berkaitan ke?
29
30 **NURUL** Tak ingat.
31
32 **PK** Tidak ada hubungan?
33
34 **NURUL** Tak ada.
35
36 **PK** Sebab –
37

1 **CHM** DUN is a state punya seat lah. State constituency.
2
3 **PK** No Tuan, tetapi, but in his report he also mention parliament you know?
4
5 **CHM** Ya.
6
7 **PK** In his report he put a very strong statement about parliament alright.
8
9 **CHM** But DUN means Dewan Undangan Negeri.
10
11 **PK** Undangan Negeri ya. Seorang, ini orang UMNO lah dia agak –
12
13 **NURUL** I'm not sure.
14
15 **PK** Not sure ok tak apa kita berhenti sana. Ok. Ada dua orang yang lain
16 juga membuat laporan seperti ini?
17
18 **NURUL** Ya.
19
20 **PK** Sama-sama sekali?
21
22 **NURUL** Sama, ayat semua sama.
23
24 **PK** So kalau begitu nak compare lah.
25
26 **NURUL** Ya.
27
28 **PK** Sama, substance sama semua sama.
29
30 **NURUL** Sama.
31
32 **PK** Mereka datang ada satu kenyataan dia buat, you interview dan menaip
33 ini?
34
35 **NURUL** Ya.
36
37 **PK** Semua samalah?

1
2 **NURUL** Sama.
3
4 **PK** Dia menandatangani?
5
6 **NURUL** Ya.
7
8 **PK** Ok. Adakah mereka datang dengan pen drive copy atau dia buat
9 kenyataan?
10
11 **NURUL** Tak, memang interview dengan inquiry officer di balai.
12
13 **PK** Memang ya.
14
15 **NURUL** Ya.
16
17 **PK** Itu soalan dan jawapan dan selepas dia menandatangani.
18
19 **NURUL** Ya.
20
21 **PK** So kedua-dua yang lain juga sama?
22
23 **NURUL** Ya.
24
25 **PK** Tetapi kenyataan sama?
26
27 **NURUL** Ya.
28
29 **PK** Ok. Semua pun bagi screenshot yang sama?
30
31 **NURUL** Ya betul.
32
33 **PK** Yang sama, repeat. Sebab dia merujuk kepada parlimen, saya nak
34 meminta sebab di dalam kes ini bukan Inspektor tahu MP Rembau
35 daripada ialah Khairi Jamaluddin itu? You ada dengan nama itu?
36
37 **NURUL** Ya KJ.

1
2 **PK** Dia KJ?
3
4 **NURUL** Ya.
5
6 **PK** Ok KJ. Dia MP parlimen ya, ok. Pada waktu polis dari Sungai Way
7 menelefon Inspektor ya, apakah telefon itu? Apakah perkataan, apa
8 yang buat perbualan di antara Inspektor dengan dia? Boleh ingatkah?
9 Can you re-collect what he said between your, the police who call you
10 and said 'Inspektor Huda saya dari polis Sungai Way', apakah dia –
11
12 **NURUL** Ya ada. 'Ya boleh bercakap dengan Inspektor Huda? Saya daripada',
13 saya tak ingat nama tapi ada mention berkaitan dengan Sungai Way.
14
15 **PK** Ya.
16
17 **NURUL** 'Ada tak Puan menyiasat kes kepada Joshua Hilmy ini'.
18
19 **PK** Ya.
20
21 **NURUL** Jadi jawapan saya ada buat siasatan berkaitan dengan kes tapi tiada
22 tangkapan. Saya dah bertukar ke IPD Sentul. Kalau nak apa-apa
23 maklumat berkaitan dengan kes itu kena rujuk kepada IPD Rembau.
24
25 **PK** Tetapi you juga merujuk atas polis laporan ini bagi tahu dia?
26
27 **NURUL** Tak ada.
28
29 **PK** Tak ada?
30
31 **NURUL** Tak ada. Saya, maksud saya, saya cakap sebab kes Joshua Hilmy
32 saya siasat ini, saya boleh dikatakan lain daripada yang lain jadi saya
33 memang ingat nama Joshua Hilmy ini. Jadi bila ada polis yang tanya
34 Joshua Hilmy, kes Joshua Hilmy Akta Hasutan. 'Encik saya tak boleh
35 buat tangkapan tapi saya memang ada siasat kes itu, kes itu dah NFA,
36 saya dah bertukar tempat tugas sekarang, jadi kalau apa-apa maklumat
37 kena berhubung dengan IPD Rembau'.

1
2 **PK** Bagaimana polis itu tahu, menelefon Inspektor Huda? Dia masuk
3 sistem ya?
4
5 **NURUL** Ya, kita boleh check dalam kita punya sistem.
6
7 **PK** Polis sistem.
8
9 **NURUL** Ya.
10
11 **PK** So agaknya polis itu masuk sistem, tengok ada satu laporan di Rembau
12 alright, dan dia menelefon you lah?
13
14 **NURUL** Ya.
15
16 **PK** So polis yang menelefon itu di Sungai Way mungkin boleh lihat ada
17 laporan seperti ini?
18
19 **NURUL** Mungkin boleh.
20
21 **PK** Mungkin boleh atau boleh? Mengapa dia menelefon dia, kalau dia tak
22 –
23
24 **NURUL** Bolehlah, maksudnya memang boleh. Itu yang –
25
26 **PK** Dia telah membaca ada satu laporan yang sangat agaknya serius Akta
27 Sedition Act lah, Hasutan Akta.
28
29 **NURUL** I'm not sure sama ada dia baca ke tidak laporan polis itu.
30
31 **PK** Ya. Tetapi dia menelefon Inspektor Huda..
32
33 **NURUL** Ya.
34
35 **PK** Sebab you investigation officer alright.
36
37 **NURUL** Ya.

1
2 **PK** So dia meminta ada siasatan Hilmy Halim, you kata ada tetapi apa lagi
3 yang you menjawab?
4
5 **NURUL** Saya tak tanya detail. Saya cakap memang saya ada siasat tapi tak ada
6 tangkapan.
7
8 **PK** Itulah saja?
9
10 **NURUL** Itu sahaja.
11
12 **PK** Dan conversation tamat?
13
14 **NURUL** Ya.
15
16 **CHM** Dan kes telah di NFA.
17
18 **NURUL** Ya.
19
20 **CHM** Beritahu dia?
21
22 **NURUL** Ya. Masa itu memang kes dah di NFA, dah no further action for the
23 case. So end up call macam itu sahaja.
24
25 **PK** So you inform him no further action ready?
26
27 **NURUL** Ya.
28
29 **PK** So dia kata ok. So anggapannya dia sudah tahu ada laporan seperti
30 inilah.
31
32 **NURUL** Ya.
33
34 **PK** Mengenai agama sensitif ini ya. Ok. Itu mustahak bagi kita, terima
35 kasih. Adakah di dalam kes agama yang sensitif, adakah PDRM alright
36 di Seremban atau Rembau ada berhubung dengan Security Council
37 Dinegeri dan juga Majlis Agama Islam tak? Majlis Agama Islam Negeri

1 Sembilan adakah hubungan dia? Kalau ada mengenai sensitif agama,
2 mungkin menyeleweng, mungkin Syiah, mungkin menginjilkan orang
3 Melayu, adakah Majlis Agama Seremban di ada hubungan PDRM?
4 Pada –
5
6 **NURUL** Pada masa itu tak ada.
7
8 **PK** Tak ada?
9
10 **NURUL** Saya tak ada berhubung dengan mana-mana Majlis Agama ataupun
11 apa, hanya bersama dengan pengadu dan juga saksi.
12
13 **PK** CPO, Chief Police Officer of the state ada hubungan dengan Majlis
14 mengenai perkara seperti ini? Tak tahu?
15
16 **NURUL** Saya tak pasti.
17
18 **PK** You tak tahu. Pada experience, pengalaman Inspektor tidak adalah?
19
20 **NURUL** Ya.
21
22 **PK** Hubungan dengan Majlis ya. Tidak?
23
24 **NURUL** Saya tak pasti.
25
26 **PK** Tak pasti, tak pasti ya.
27
28 **NURUL** Ya.
29
30 **PK** Ok. Itulah saja Inspektor. Terima kasih atas kenyataan yang...
31
32 **ADY** Tak ada soalan Yang Arif.
33
34 **CHM** Ok. BAR, Mr Andrew?
35
36 **AK** Satu soalan sahaja. Terima kasih Tuan Pengerusi. Inspektor Nurul
37 Huda nama saya Andrew Khoo, saya selaku peguam mewakili badan

1 Peguam Malaysia sebagai pemerhati dalam siasatan awam ini. Saya
2 ada beberapa soalan. Kalau kita merujuk kepada laporan yang dibuat,
3 Exhibit 101, bila Inspektor Nurul Huda bertemu ramah dengan
4 pengadu, adakah Puan bertanya bagaimana dia mendapat tahu
5 tentang komen ini di Facebook?
6

7 **NURUL** Pengadu ini –
8

9 **AK** Ya.
10

11 **NURUL** Dapat tahu daripada antara saksi yang lain tadi juga.
12

13 **AK** Tetapi dia kata dia sedang melayari Facebook dalam perkataan dia di
14 laporan itu. Adakah kamu bertanya lebih mendalam? Dia sengaja
15 mencari apa-apa ke hanya dia secara am melayari Facebook kemudian
16 tiba-tiba dia muka surat ini muncul?
17

18 **NURUL** Daripada kawan-kawan dia.
19

20 **AK** Dari, so kawan-kawan dia yang beritahu dia?
21

22 **NURUL** Ya, kawan-kawan bagi tahu dengan dia and then dia pun lengok benda
23 itu sama. Jadi mereka, dia dan kawan-kawan pun pergi balai buat report.
24

25 **AK** Ok jadi dia secara tersendiri dia tidak melayari, dia hanya diberitahu.
26

27 [03:45PM]
28

29 **NURUL** Ya.
30

31 **AK** Kemudian itu dia yang melayari untuk mungkin mengesahkan apa yang
32 tertulis di sana?
33

34 **NURUL** Ya.
35

36 **AK** Ok. Jadi bila kamu ada, adakah kamu bercakap dengan pengadu-
37 pengadu lain atau hanya En Mohd Salam ini?

1
2 **NURUL** Ada, ada bercakap dengan saksi-saksi yang lain.
3
4 **AK** Ok. Jadi siapakah yang menjumpai komen ini di Facebook?
5
6 **NURUL** En Anas iaitu saksi kedua seingat sayalah. En Anas.
7
8 **AK** Ok. So dia yang mendapat tahu kemudian dia memberitahu?
9
10 **NURUL** Ya,
11
12 **AK** Kawan-kawan dia, ok. Inspektor Nurul Huda ada mengatakan bila kamu
13 menyemak background En Mohd Salam, dia ada membuat satu laporan
14 polis sebelum ini?
15
16 **NURUL** Ya,
17
18 **AK** Tentang tadi Inspektor Huda, Nurul Huda cakap Presiden Persekutuan
19 Kristian Malaysia?
20
21 **NURUL** Ya,
22
23 **AK** Adakah kamu membuat sedikit penyelidikan tentang laporan itu?
24
25 **NURUL** Ya saya juga ada rekod statement daripada Paderi ini, saya jumpa dia
26 sendiri di Subang Jaya dan rekod statement berdasarkan laporan polis
27 apa yang dia buat, apa yang dibuat oleh pengadu. Tapi Dr Reverend
28 itu memberitahu dia menafikanlah apa yang laporan dibuat oleh pihak
29 pengadu. Laporan itu berkaitan dengan penggunaan kalimah Allah di
30 gereja.
31
32 **CHM** Siasatan itu di bawah seksyen apa?
33
34 **NURUL** Sama. Maksudnya repot ini di dalam laporan yang sama. Di dalam IP
35 yang sama. Ya,
36
37 **AK** Jadi IP yang sama tapi –

1
2 **CHM** Sorry. Siasatan itu terhadap siapa nama itu, paderi nama?
3
4 **NURUL** Rev Dr Eu Hong Seng.
5
6 **CHM** Siasatan itu terhadap dia?
7
8 **NURUL** Ya. Dan siasatan juga dirujuk kepada pihak Jabatan Agama, kepada
9 AGC pun saya ada rujuk juga dan untuk kes itu di NFA disebabkan ada
10 klausa dia mengatakan kenapa kes itu di NFA tapi saya tak ingat. Tapi
11 kes itu kita tetap pohon arahan lanjut daripada AGC.
12
13 **CHM** Tapi siasatan juga di bawah Sedition Act ya?
14
15 **NURUL** Ya.
16
17 **CHM** Ok.
18
19 **AK** Jadi kalau macam itu Encik Mohd Salam itu dah dua kali membuat,
20 membawa aduan terhadap pihak ketiga tentang apa ini, mungkin
21 hasutan atau penyalahgunaan agama ke, nama Allah S.W.T semua, itu
22 betul kan?
23
24 **NURUL** Ya.
25
26 **AK** Jadi adakah kamu menyiasat sedikit lebih lanjut apakah motif dia untuk
27 membuat laporan-laporan ini?
28
29 **NURUL** Motif lebih lanjut itulah, untuk ambil tindakan kepada penama inilah.
30
31 **AK** Ok. Mungkin kenapa detail sangat apa ini, terlalu fokus, terlalu banyak
32 fokus tentang hal ini. Adakah kamu bertanya kepada En Mohd Salam?
33
34 **NURUL** Ya jawapan dia still sama, untuk disebabkan atas rasa tidak puas hati
35 dan juga apa tindakan yang boleh diambil kepada kenyataan-
36 kenyataan itu.
37

1 **AK** Ok terima kasih Inspektor Nurul Huda.

2

3 **PK** Tuan Pengerusi, just for completion of record, may we ask through the
4 Panel and ask the Inspector. Could you when you stand down, give us
5 the two other police report of the other individual and we mark them as
6 A and B just for completion to know that there is three police report that
7 has elevated to the system so that even though it may be the same but
8 I think it's good to have that. So Inspector can I ask you to send in a
9 copy of the two other report? Bukan salin saja dan dua yang lain, yang
10 sama ke SUHAKAM, boleh? Boleh menyerahkan, bukan hari inilah.
11 Kalau balik ke pejabat, boleh menyerahkan? Or can the Panel, can the
12 SUHAKAM write for completion just to add that. Maybe not Inspector
13 you bukan bertugas di situ lagi. Mungkin just request to the SUHAKAM
14 ya sorry. Not today Inspector. So completion just to have the other two
15 report.

16

17 **CHM** The other two report is –

18

19 **PK** Similar to this one.

20

21 **CHM** Similar kan?

22

23 **PK** Yes. Not the Eu Heng Seng one, the this one.

24

25 **CHM** Not the?

26

27 **PK** Not the CFM President one alright. This.

28

29 **CHM** Yes, ok not that one ya, alright, ok clear.

30

31 **PK** Not that one. That one is about Allah case we ya no.

32

33 **PM2** You talking about the No.2014/18 and 2014/19 kan Inspektor?

34

35 **PK** Correct.

36

37 **PM2** Yang dua nombor itu ya tadi diberitahu? Betul ya?

1
2 **NURUL** Saya kena semak balik sebab dia satu orang pengadu dia buat dua
3 repot. Repot yang sama yang ini dengan repot yang berkaitan dengan
4 Kristian itu. Jadi mungkin numbering itu saya tak ingat.
5
6 **PM2** Thank you. Inspektor Nurul, setelah kes ini di NFA pada 01.11.2014,
7 adakah Inspektor Nurul telefon atau berjumpa dengan En Mohd Salam
8 Bin Sarip untuk memberitahu dia yang kes telah NFA atau adakah dia
9 telefon dengan Inspektor tanya apakah perkembangan dari siasatan
10 kes?
11
12 **NURUL** Saya tak ada berjumpa dengan pengadu tapi kita memang ada buat
13 pemakluman mengenai dengan status kes kepada laporan polis ya,
14 pemberitahuan tiga
15
16 **PM2** Rasmi itulah.
17
18 **NURUL** Ya.
19
20 **PM2** Ya. Lepas itu tak ada, dia tak melangsungkan –
21
22 **NURUL** Tak ada, dia pun tak ada berhubung dengan saya.
23
24 **PM2** Terima kasih.
25
26 **PM1** Inspektor tadi ada menyebut ya bahawa kes Joshua Hilmy ini, unit
27 sehingga ingat, ada tadi sebut ya, saya tak ingat apa ayat yang
28 digunakan tapi yang saya ingat Puan mengatakan bahawa kes Joshua
29 Hilmy ini sesuatu yang –
30
31 **NURUL** Lain.
32
33 **PM1** Lain.
34
35 **NURUL** Ya.
36
37 **PM1** Apa maksud Puan itu?

1
2 **NURUL** Sebab kalau sepanjang saya jadi IO di sana, saya tak pernah lagi
3 terima laporan yang berkaitan hasut ini. Ini mulai macam kes seksual,
4 kes curi, kes samun. Jadi berkaitan dengan Akta Hasutan, laporan yang
5 sebegini lah, memang ini adalah pertama kali saya siasat kes ini.
6
7 **PM1** Ok itu pertama kali ya.
8
9 **NURUL** Ya.
10
11 **PM1** Selepas itu ada lagi tak?
12
13 **NURUL** Tak ada.
14
15 **PM1** Sampai sekarang pun Puan, sekarang kan Bahagian Kebajikan?
16
17 **NURUL** Sekarang saya dah Bahagian kebajikan, tak ada.
18
19 **PM1** Tak ada ya.
20
21 **NURUL** Memang tak adalah.
22
23 **PM1** So ini kes yang satu yang sangat, kita unik bagi Puan lah ya?
24
25 **NURUL** Ya.
26
27 **PM1** Ok because kes ini memang unik. Bagi saya pun unik juga ya. Adakah
28 usaha Puan setelah, you know kes Joshua Hilmy ini satu yang seluruh
29 Malaysia tahu kan.
30
31 **NURUL** Saya tak tahu sampailah Sungai Way –
32
33 **PM1** Call.
34
35 **NURUL** Call and pihak SUHAKAM panggil dan bagi saya oh, macam itulah.
36 Saya terkejutlah kes itu jadi macam itu. Dan Rembau adalah kawasan
37 yang tak ada banyak kes sangat pun sebenarnya. Jadi kes-kes yang

1 macam ini memang surprise lah. Tak sangka sampai saya kena panggil
2 dengan pihak SUHAKAM, kena macam itu.
3
4 **PM1** Tapi dia bukan, kes ini bukan berlaku di Rembau.
5
6 **NURUL** Ya.
7
8 **PM1** It is just daripada orang Rembau.
9
10 **NURUL** Ya.
11
12 **PM1** Itu yang menarik itu, Wira Perkasa Rembau yang buat itu.
13
14 **NURUL** Pun tak sangka orang Rembau boleh buat repot macam ini. Tapi itulah
15 hak dia untuk membuat repot.
16
17 **PM1** Saya suka jawapan itu.
18
19 **CHM** I just Wira Perkasa, it's quite interesting.
20
21 **NURUL** Tak pernah dengar. Kita tak pernah dengar.
22
23 **CHM** Itulah saya pun tak pernah dengar tapi pasal kes saya ini, saya baru
24 saya Google, tengok ada.
25
26 **PK** Aman Damai ya.
27
28 **NURUL** Ya alam, aman damai ya.
29
30 **PK** Ya betul Puan.
31
32 **NURUL** Siasat kes simple-simple saja. Tapi banyaklah. Banyak pengadu.
33
34 **CHM** Ok terima kasih ya. Baik, tak ada apa lagi ya untuk soalan. Terima kasih
35 Puan kerana membantu.
36
37 **NURUL** Ok.

1
2 **CHM** Ya. Keterangan Puan dah selesai. Boleh beredar ya.
3
4 **PK** Ya.
5
6 **NURUL** Ok, terima kasih Tuan Pengerusi.
7
8 **PM1** Terima kasih.
9
10 **CHM** You just Google Wira Perkasa Rembau. Ada, all here. Tak, tak there is
11 some you know, interaction lah you know. It exist an association exist.
12 Ok, alright. Yes, next date.
13
14 **SK** Yes the next date will be 10th September. So we resume at 10:00AM.
15
16 **CHM** Ok thank you everyone, thank you. We will meet again.
17
18 **END**
19
20 **TIME** : **03:55PM**