Staffordshire Sentinel and Commercial & General Advertiser Saturday 03 December 1870

BURSLEM.—Tuesday. (Before J. Balguy. Esq.)

Aggravated Assault at Milton.—James Ball, butcher, was charged with having assaulted John Smith, atty collier, of Milton. Mr. Sutton was for the complainant. The complainant appeared in Court with two black eyes, his face indicating that had been much abused. He produced a pocket handkerchief covered with blood, with which it was said had "mopped" the blood off his face after he was assaulted. The evidence was that on the night of the 22nd ult., complainant started from Burslem to go home about half-past seven o'clock. When he got near Hotlane toll-gate was joined by defendant, who accosted him, and asked him where was going. He told him. and defendant said: I am going Bagnall "we'll walk on together." They walked together for some time, and then called at a roadside inn, and had some beer, complainant paying for the beer which defendant drank. They went on together along the road, and when they got into a cutting, which is a dark part road, complainant received a severe blow upon his forehead, which brought him down upon one knee. Defendant then struck him a blow upon the face. They struggled together and while they were down defendant got upon complainant and tore his coat open. Whether he intended rob complainant or not, Smith was unable say. After they walked on together, grumbling about what had occurred. Defendant offered to pay for some beer when they got to Milton, to make it square. When they got to Milton, complainant went at once and gave information to the police. —Defendant said that as they were going along the road Smith challenged him saying that he was as good a man he. They decided to fight, stripped, and fought two rounds -Complainant denied all this—The Milton policeman and complainant wife described the sad state in which Smith was in when he got to Milton.—Mr. Balguy said it was as bad a case at assault ever he had before him, and he was not quite sure whether he ought not send the case for trial. The Stipendiary decided to commit Ball to gaol for two months.

