

Sodomy II: Karpal continues grilling HKL doc
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The cross-examination of Hospital Kuala Lumpur's Dr Mohd Razali Ibrahim resumes again today after the defence failed to obtain the original clinical notes, but was given the July 10, 2008, medical report.

Top lawyer Karpal Singh may continue the defence's effort to access the clinical notes by getting Dr Razali to refer to it when answering questions during his cross-examination after making several unsuccessful attempts yesterday.

Karpal can only get access to the information contained in the notes if one of the prosecution witnesses refer to it, following High Court judge Mohamad Zabidin Mohd Diah's ruling yesterday denying the defence's application for the documents.

The notes contains details of the three-hour examination performed by Dr Razali and the other two doctors - clinical pathologist Dr Siew Sheue Feng and specialist surgeon Dr Khairul Nizam Hassan.

Dr Razali is tasked with taking specimens from complainant Mohd Saiful Azlan Bukhari's rectum, while Dr Khairul was entrusted to conduct physical examination.

Malaysiakini has learned that Dr Siew was the person responsible in taking the clinical notes.

LIVE REPORTS

8.28am: All the prosecutors led by solicitor-general II Mohd Yusof Zainal Abiden have arrived in the courtroom at the Jalan Duta court complex in Kuala Lumpur.

In addition, Anwar Ibrahim's Australian criminologist and forensic specialist Dr David Wells is also in court.

8.37am: Anwar arrives with PKR president Dr Wan Azizah Wan Ismail and one of their daughters along with a number of party supporters.

8.49am: PKR secretary-general Saifuddin Nasution is also in court.

8.50am: Lead defence lawyer Karpal Singh enters the courtroom on his wheelchair.

8.58am: Court in session with High Court judge Mohamad Zabidin Mohd Diah presiding.

Hospital Kuala Lumpur's general surgeon Dr Mohd Razali Ibrahim is called to take the witness stand.

The charge against Anwar Ibrahim

That you, on June 26, 2008 between 3.01pm and 4.30pm at Unit 11-5-1, Desa Damansara Condominium, No 99 Jalan Setiakasih, Bukit Damansara in the Federal Territory of Kuala Lumpur, intentionally had carnal intercourse against the order of nature with Mohd Saiful Bukhari Azlan where you inserted your penis into his anus, and therefore you had committed a crime which can be punishable under section 377B of the Penal Code.

Penal Code, section 377B
Committing carnal intercourse against the order of nature

Whoever voluntarily commits carnal intercourse against the order of nature shall be punished with imprisonment for a term which may extend to 20 years, and shall also be liable to whipping.

Azlan Zamhari / Malaysiakini

9am: Karpal says he wants to resubmit on whether the judge understood what the defence wanted yesterday - which was the clinical notes.

He says the confusion in the ruling may have resulted in a misunderstanding on what the defence had actually sought.

"What we wanted are the clinical notes. The preliminary medical report is not an issue."

Justice Zabidin says he was clear in his ruling yesterday. He orders both defence and prosecution lawyers for a closed-door meeting in his chambers.

The court temporarily stands down.

9.05am: Tumpat MP Kamaruddin Jaafar of PAS walks into the courtroom and take a seat in the public gallery.

There are still quite a number of empty seats in the courtroom. The public gallery, which has about 40 people, is only three-quarter full. Most of the foreign press and the usual Anwar supporters are not present.

9.23am: All parties emerge from the judge Zabidin's chambers.

9.26am: Court resumes.

9.27am: Karpal continues to press Dr Razali on why he is reluctant to refer to his clinical examination notes.

9.31am: The court stands down again after Karpal persisted in grilling the witness on the matter.

Karpal objects when the prosecutors demand for him to cease. Sankara Nair, a member of the defence team, rises up and asks why the prosecutors are trying to block the lawyers from questioning Dr Razali.

Karpal says he believes what Dr Razali is saying in court is different to what was written in the clinical notes.

Justice Zabidin asks to meet both the prosecution and the defence in his chambers again - the second time this morning.

9.55am: All parties are back in the courtroom.

10.02am: Judge Zabidin re-enters courtroom. Hearing resumes.

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