

Dec 21 1923

PROCEEDINGS of INQUEST

held upon the body of

John Menotti

Moglia

at
Mickuna

Received at the Crown Law Offices,

6.2.0.

1923

24/1/79

Forwarded for the information
of the Secretary for Railways,

Wear

Secretary to the Law Depart

From Law Office
5-1-24

TO BE RETURNED
TO
CROWN LAW OFFICES

16.1.24 C. Noted and returned with thanks.

The Secretary

to the Law Dept.

J. MacCall
Acting Secretary

18 JAN 1924
C.L.O.

J. MacCall

Coroner.

PROCEEDINGS BEFORE CORONERS.

VICTORIA,
TO WIT.

INQUISITION

(WITHOUT A JURY.)

RECEIVED
-4 JAN 1924
C.L.O.

AN Inquisition for our Sovereign Lord King George, taken at.....

.....in

Victoria, the.....day of.....

A.D. 19....., in the.....year of the Reign

of our said Lord the King, before me.....

.....Gentleman, a Coroner of our Lord the King

for Victoria, upon the view of the body of.....

.....then and there lying dead.

Having duly inquired upon the part of our Lord the King when, where, how,

and by what means the said.....

.....came by his death, I say that the said

.....

died at.....on the.....

day of.....1923, from.....

.....

.....

.....

.....

.....

.....

.....

In witness whereof I the aforesaid Coroner have to this Inquisition put my

hand and seal on the day and year and at the place above mentioned.

CORONER'S INQUEST.

VICTORIA, TO WIT.

This Deponent*

Agnes Meoglia

on her oath saith, I am a

Widow

residing at

at present at Mildura

* Christian and Surname in full.

I am the wife of deceased. I was a passenger by the Melbourne to Mildura train on the 28/12/73 in company with my husband. When the train left Inglewood we were both in a sleeping compartment together, and had had a cup of tea and was sitting on the bed of the berth my husband got up and said I am going to the lavatory. Dear, he was then at the door and was facing the ladies end. I said the ladies lavatory is down that end. He said, yes, I know, but there is a gentlemen's lavatory too, I said all right, and he went towards that end of the carriage. I sat in the compartment till I got to Mildura, my husband did not return. When I got to Mildura I waited a few minutes thinking he would come along. I reported the matter to the Railway officials at Mildura. I searched the train with one of the conductors, and he could not be found. I then went to the Station Master's office and reported it to the Station Master. I then went down the line in the a.s.m. van in search for my husband. When about a mile and a quarter from a.s.m. Mildura, the engine was stopped. I got out of

Taken and Sworn before me the

31st

day

of

December 1903

at

Mildura

Agnes Ellen Meoglia

Hussey Benj

Coroner.

CORONER'S INQUEST.

This Deponent*

VICTORIA, TO WIT.

on h oath saith, I am a

residing at

* Christian and
Surname in
full.

the car. I saw something on the line which I could not identify. I saw a grey hat in the hand of one of the Railway officials which was my husband's.

I then left with the Station Master and drove away in a motor car

To Thomas Francis Budge Special inquiry office for Railways

My husband was in the best of health and spirit when he got killed

To Dept Coroner My husband was 48 years of age, He was a blacksmith and was of very sober habits, He had no drink on the train

Taken and Sworn before me the 31st day
of December 1903 at Melburn

Agnes Ellen Moglia.

Henry Bury

Coroner.

CORONER'S INQUEST.

VICTORIA, TO WIT.

This Deponent*

Walter Drake

on his oath saith, I am a

Schoolboy aged 13 years

residing at

Eleventh Street Melbourn

*Christian and
Surname in
full.

On Saturday the 29. 12. 23 at about 8 am I was standing on the veranda of my own home when I saw the train passing. I saw something what looked like a mans overcoat between the two carriages. The top part was flapping. This was somewhere near the guard van. The train went over Eleventh St Crossing and I never seen it again.

To Thomas Francis Price Railway inquiry officer. My home is about 200 yards from the Eleventhst Crossing

To Dept^r Coroner, The train was just going over the Crossing when I saw what looked like an overcoat hanging between the carriages

Taken and sworn before me the 31st day
of December 1923 at Melbourn

Harvey Dyer
Coroner.

Walter Drake

CORONER'S INQUEST.

VICTORIA, TO WIT.

* Christian and Surname in full.

This Deponent*

on his oath saith, I am a

residing at

Jeremiah Patrick Keppell
Joseph Keppell
Conductor
employed by the Victorian Railways
residing at 101 Avenue Melbourn

I was on duty on the Melbourne Melbourn fast train on 29.12.83.

I saw the deceased on the train at Dymple he was in the sleeping car at about 7¹⁵ am. He was then in a sleeping berth in company with his wife. When I was checking tickets

I next saw him on the permanent way at the 350 mile post, he was in a very mutilated condition I could not identify anything of him.

Taken and Sworn before me the 31st day of December 1903 at Melbourn

Henry Dwyer
Coroner.

Jeremiah Patrick Keppell

CORONER'S INQUEST.

VICTORIA, TO WIT.

This Deponent*

on her oath saith, I am a

residing at

Annie Young Bett
Tailor
Renetook Avenue Mildura* Christian and
Surname in
full.

On the 29th 12. 23 at about 7⁵⁵ am
I was walking down the Railway near
Clement Street Crossing. I saw something
on the Railway line, it looked like a bundle
of rags, when I got near enough I could
see it was a mans body, with one
leg completely severed from the body
the lying, the body was in the centre of the
permanant wady on the left hand side
the outside the rails, ^{I saw a mans leg} This was about 200
yards on the Mildura side of the Clement Street
Crossing, I then went to Mildura and
reported it to Sergeant Fleming
20 Dept Coroner

Taken and Sworn before me the 31st day
of December 1902 at Mildura

Annie Young Bett.

Richard G. G.
Coroner.

CORONER'S INQUEST.

VICTORIA, TO WIT.

This Deponent*

on his oath saith, I am a
employed by the Victorian Railways
residing at

*Christian and
Surname in
full.

Claude Ernest Ellis
Chief Steward
Apex Street Maryborough

On Saturday the 29.12.23 I was
on the Melbourne Mildura Train from
Maryborough. I remember the deceased
boarding the train at Maryborough
he was accompanied by his wife.
I showed them into Compartment C.
I asked him for his sleeping berth
ticket which he handed to me. Before I
left him I asked him if he was taking
breakfast. He said No. I suggested
tea and toast. He said yes, you may
bring some in. The next morning the
29.12.23 at about 6⁴⁵ I saw deceased in
his sleeping Compartment, at ~~Bedford~~
or about Carwarup. I took him tea
and toast for he and his wife. I then
left him, he seemed jovial. I returned
to his Compartment just as the train
was leaving Dymally Station. He said
how much will that be Steward. I said
Rs 76. I collected the cups. I was the next time
I saw deceased was about two or three minutes
later when I went to call another passenger
when I saw deceased walking along the
Corridor walking toward the engine (the
ladies end of the Compartment). I said to
him, "I think we are going to have a very hot
day to day." He said, "Yes, I think so."

Taken and sworn before me the 31st day
of December 1923 at Mildura

W. H. B. J. J.

Coroner.

Claude E. Ellis

CORONER'S INQUEST.

This Deponent*

VICTORIA, TO WIT.

on h oath saith, I am a

* Christian and
Surname in
full.

residing at

This was the last time I saw deceased
His wife made a complaint that her
husband was missing a few minutes later.

I made a search in company with
her for him, but could find no trace
of him.

To Deputy Coroner, The door on the
extreme end of the dining car was not locked
and had a patent catch on it which
could be operated on by passengers.

A Louvre truck was attached to
the engine, between engine and dining car.

The platform of the dining car does
not extend to end of Louvre truck
and leaves a space of about 18 inches of
open space. There is no bar or chain
to prevent passengers walking into space
between Louvre truck and dining car.

In company with station master
I made an examination of the under
gear near the break and found marks
of blood and flesh.

There are printed notices in two
inch gold letters outside on the platform
warning passengers not to ride on them.

On the previous night I took deceased
and showed deceased where the gentleman's lavatory
was.

Taken and Sworn before me the 31st day
of December 1903 at Meildura

Deputy Coroner.

Handed L. L. L.

CORONER'S INQUEST.

VICTORIA, TO WIT.

This Deponent*

on h oath saith, I am a

residing at

* Christian and Surname in full.

was and also the ladies lavatory and bath room

Taken and Sworn before me the 31st day
of December 1923 at Mildura
Hussey Depy
Coroner.

Hand. E. Ellis

CORONER'S INQUEST.

VICTORIA, TO WIT.

* Christian and
Surname in
full.

This Deponent*

on his oath saith, I am a
employed by
residing atHugh Robert Williams
Station Master
The Victorian Railways
Melbourne

On the 29. 12. 53 I was present at the Station when the train arrived from Melbourne at about 7⁵² am. Shortly after the train arrived Conductor Ceppel saw informed me that a lady passenger could not find her husband. He brought the lady to me. I asked him if he had searched the cars on the train. The lady said she had looked in the train. They then had a look on the platform and came back and told me he was not there. I then came to the conclusion that something had happened and told Ceppel to call a constable. Ceppel informed Constable Curtis, the Constable came to me and I informed him of the circumstances and got the ambulance, stretcher and box out and arranged an engine and ran and proceeded towards Junction to make search. Just as everything was prepared, I received a telephone message from Sergeant Fleming informing me that a man was lying on the line near Benetook Avenue with a leg cut off and apparently dead. I asked Sergeant to arrange for a doctor to go out. We went down with

Taken and Sworn before me the 31st day

of December 1923 at Melbourne

H. H. H. H.

Coroner.

H. R. Williams

CORONER'S INQUEST.

This Deponent*

VICTORIA, TO WIT.

on h oath saith, I am a

residing at

* Christian and
Surname in
full.

The engine and train accompanied by
 Mr. Boglia Constable Curtis and
 Conductor Ceppel, and also train crew
 when reaching about 350 mile post
 the train pulled up and I got out and
 saw a heap between the rails a short
 distance ahead of engine. I walked
 toward it and on distinguishing that
 there was clothing in it and apparently
 a body I turned back to prevent Mr.
 Boglia from approaching and took
 her away behind the van Doctor
 Gaddy who had arrived shortly after
 us approached me and offered to take
 Mr. Boglia with him. We proceeded then
 to Eleventh Street and waited for the
 Doctor, we then rode into Police Station.
 I then walked to the Railway Station
 and had a look at the under gear of the
 Car and found marks on all the under gear
 of the cars. The car next to the sleeper had
 the most marks on it. These were small
 pieces of flesh and blood marks.
 I also found a rubber heel on the under gear.
 I could not say if it was off the foot of
 deceased.

Taken and Sworn before me the 31st day
 of December 1907 at Meriduna

Herbert Dep
 Coroner.

H. A. Williams

CORONER'S INQUEST.

VICTORIA, TO WIT.

This Deponent*

on his oath saith, I am a

residing at

Lewis Harley Curtis
 Constable of Police
 Mildura

* Christian and
 Surname in
 full.

On Saturday the 29.12.23
 at about 7.55 am I was on duty at
 the Mildura Railway Station when
 the Melbourne Mildura train
 arrived. I saw a lady standing
 in the doorway of the carriage after
 all the other passengers had left the
 train. Conductor Ceppe spoke to
 the lady and said "All passengers
 leave the train at Mildura as the train
 does not go any further, the lady said
 I cannot find my husband, he left
 me a little while ago to go to the lavatory
 Ceppe went through the carriage, he
 returned to the lady and spoke to her.
 Ceppe took the lady to the station master
 Ceppe returned to me and said don't go
 away I think you will be needed as this
 lady cannot find her husband I said
 well I will go and see the station master
 The station master and I had a conversation
 as to what was the best thing to be done.
 I asked the station master for a stretcher
 and a first aid kit which he immediately
 got. The station master arranged for an
 engine and van to go in search for the
 missing man just as we were to depart

31st
 Taken and Sworn before me the _____ day

of December 1923 at

Mildura

L. H. Curtis
 Const 6604

Thomas Sepy

Coroner.

CORONER'S INQUEST.

This Deponent*

VICTORIA, TO WIT.

on h oath saith, I am a

residing at

* Christian and
Surname in
full.

The telephone rang the station master had a conversation on the telephone then handed the telephone to me stating that the sergeant wished to have a word with me. The sergeant said Did you hear of any accident over at the train this morning. I said No. but there is a passenger missing off the train ~~and~~ last seen at Invermyle. The sergeant said, I have been informed that there is a man's leg lying along the Railway line near Bunsbrough ~~Crossing~~ ^{Crossing} and a little way from it there is a man's body which appeared to be dead, I spoke to the sergeant about a doctor and asked him to arrange for one which he said he would do. Then I in company with the Station master Conductor Cople and Mr. Neolia and train crew proceeded to the spot. When we had gone about a mile and a quarter the engine stopped, on getting out of the train I noticed between the rails a heap which looked like a heap of clothes on getting close I found it to be the trunk of a man's body, it was mutilated beyond description, there was a leg about 3 or 4 yards lying on the outside of rails. I walked back along the line for about 130 yards, there I saw

31st
Taken and Sworn before me the _____ day
of December 1903 at Meildura

L H Bartro
Const 6604

W. H. L. S. J.

Coroner.]

CORONER'S INQUEST.

VICTORIA, TO WIT.

This Deponent*

on his oath saith, I am a

residing at

* Christian and
Surname in
full.

where the body had first struck
the ground, at distances of about
4 or 5 feet apart. All the way back to
the body I picked up pieces of flesh
I gathered them up and took the body
to the Mortuary. The foot of the ~~right~~ left
foot indicated that it had been digging
and still remained on the trunk
I identify the deceased by the papers
in his pockets

Taken and Sworn before me the

31st

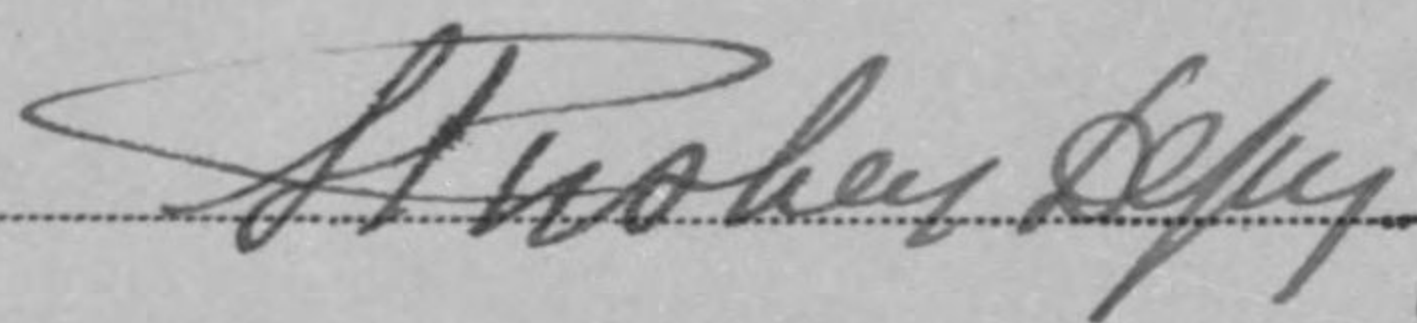
day

of December

1923

at

Mildura



Coroner.

LFB
Const 6604