

CENTRAL REGISTRY.

61/859/73.

Central Registry No. and Date.

WO 35

Attached Files.

2/39200/169
23. 3. 21

147A

64

2/40898
Civilians
shot by forces of brown
in execution of their duty
against armed rebels
in ambush

SUBJECT, AND OFFICE OF ORIGIN.

Source of Inquiry in lieu of Inquest - Civilians

*Martin
Michael Blaney (Jr.)
Richard Fleming
Patrick Hackett*

Woodrofe

Referred to	Date	Referred to	Date	Referred to	Date
<i>RO</i>	<i>24/3</i>				
<i>RO</i>	<i>24/3</i>				
<i>RO</i>	<i>24/3</i>				
<i>RO</i>	<i>24/3</i>				
				P. A.	Date
				<i>CR</i>	<i>31/4/21</i>

Schedule of Correspondence.

23-3-21 (1) *From President funds proceeds.*
 31-3-21 (2) *L. U.S.S.B.*

E

ACMS

CENTRAL REGISTRY
G. H. Q. IRELAND
PARKGATE, DUBLIN
2/39200/169
27 MAR 1921



SUBJECT :- Court of Inquiry (in lieu of Inquest) -
DEATH of MARTIN CLANCEY, RICHARD FLEMING,
and PATRICK HACKETT.

General Headquarters,
Parkgate, DUBLIN.

HEADQUARTERS
C/107/75.
Date.....
16TH INFANTRY BRIGADE

Herewith original proceedings of a Court
of Inquiry (in lieu of Inquest), held at Tipperary,
on 9th instant, for the purpose of investigating the
circumstances under which MARTIN CLANCEY, RICHARD
FLEMING and PATRICK HACKETT, met their deaths.

My opinion is recorded on the proceedings.

[Handwritten signature]

FERMOY.
21/3/1921
DJC.

Colonel Commandant.
Commanding, 16th Infantry Brigade.

Secret

D. D. & L., London, E.C.
(A15886-P582). Wt. W443/P3156. 150,000. 5/20. Sch. 2. Forms
A 2
44

Army Form A. 2.

PROCEEDINGS of a* Court of Enquiry

*N.B. — The Form being applicable to any Board of Officers, or Committee, or Court of Inquiry, this blank to be filled in accordingly.

The proceedings should be signed by each Officer composing the Board, etc.

assembled at The Barracks Tipperary

on the 9th day of March 1921

by order of Lt Col R. H. J. Wilson

Company Troop Tipperary

for the purpose of investigating & recording an opinion

on the circumstances under which ⁽¹⁾ Martin Clancy

⁽²⁾ Richard Fleming ⁽³⁾ + Patrick Hackett

came by their death on March (12.6th) 1921 (4th)

PRESIDENT.

Major L. F. Lanyon
2nd Bn. The Green Howards

MEMBERS.

Capt A. C. Hooper
2nd Bn. The Green Howards

Capt H. A. Cagor
1st Bn. The Lincolnshire Regt

IN ATTENDANCE.

The Court having assembled pursuant to order, proceed to view
the bodies of deceased & take evidence on oath as follows:—

1st Witness

Martin Clary (son) of Ballylucky being duly sworn states I identify the deceased as my son Martin Clary aged eighteen years, single a farm labourer. I last saw him alive about a fortnight ago at my own house. His sister went in to Mullinahone on Monday evening & found that her brother Martin Clary was lying dead in the Court House. I know nothing about his political tendencies.

Martin Clancy

2nd Witness

Francis Fleming of Coole near Feltrim being duly sworn states I identify the deceased as my brother Richard Fleming aged about 30, single, farm labourer ^{was} living with his mother on her farm. The last time I saw him alive was about 10.00 hrs on March 6th 1921. & I know nothing more of his movements. The next thing I heard was that an unknown man was lying dead at the Military Hospital Tiffney & I came today & identified this man as my brother. I know nothing about his political tendencies.

Francis Fleming

3rd Division

Lieut. M. M. O'Connell 1st B: Lincolnshire Regt.
being duly sworn, states: - At Knockree near
Drangan on 6th March 1921 at about 16.00 hrs I
was in charge of a mixed patrol of ^{CHP} ~~CHP~~. On
approaching a ruin some shots were fired at
the patrol and a party of about 15 armed
rebels ran out of the ruin towards a deep
ravine. The Lewis gun section opened fire
on the right flank killing one rebel & wounding
another. Some of the remainder ran past the
left flank of my patrol & one armed rebel
was shot thereby by rifle fire. The remainder
escaped into the ravine. We proceeded to
bomb the ravine and 2 rebels came out of it
and surrendered. One of these men was wounded.
The unwounded rebel gave his name as Morris
Walsh of Carragh Phosma. The wounded prisoner's
name was ~~Patrick Nash~~ ^{CHP} Dennis Croke.
We then gave up the pursuit, collected the
casualties & ~~got on to Bonmahon~~ ^{CHP} took them
in to the Court House at Mullinahone.
The next day one of the dead & the other wounded
man were identified as Martin Clary &
Patrick Nash respectively.
Morris Walsh after surrender stated to me that
he had been sent with a message to O.C. 3rd
Battalion (Brigade?) the gist of which was that
the receiver of the message was to assemble his
~~men~~ ^{CHP}

man at Mulliahome at midnight 6-7th March
1921 to attack the Police Barracks. He refused
to give any information about the description of ^{them}
the man who received + sent the message.
We picked up two service rifles + 2 bandoliers
of S. A. A. containing about 50 rounds each.
The rifles had charged magazines + were
loaded.

T. J. O'Rourke Lt
1st Lincolnshire Regt.

No. 4790655 Lieut Col W. S. Wynn 1st Bn
Lincolnshire Regt being duty station:-
at Knockree near Droghda on March
6th 1921 at about 16.00 hrs. I was the
M.C.O. in charge of the Lewis gun section
forming part of a patrol commanded by
Lieut O'Rourke. When approaching a
ruined building we saw some armed
rebels. I ordered ^{my} section
+ advanced towards them. They fired
some shots at us + I ordered the
Lewis gun to open fire + under cover
of this fire I fired my bayonet +
charged into the shed adjoining the
ruin. A rebel inside fired at me
point blank with a service rifle.
I dashed + fired at him + he
fell. I then disarmed him.

W. S. Wynn

I was then ordered by Lieut Ormrod to bank
the mine which resulted in two rebels
coming out & surrendering, one of whom was
wounded.

W.S. Wymer L/Cpl.

5th Witness

No. 4793759 pte J.R. Marsh 1st B: Field Artillery
Regt being duty done states:— At ~~Dun~~
Knockree near Drangan on 6th March 1921
at about 16.00 hrs. I was No. 1 of L/Cpl
Wymer's Lewis gun section. When approaching
an old ruin we saw some armed rebels.
We enticed & advanced towards them & they
fired some shots at us. I opened fire with
the Lewis gun at the barn door ~~to~~ to cover
L/Cpl Wymer who advanced towards it.
I then advanced & when about 15 yards
from the door a rebel came to the door
way & fired at me with a revolver. He
missed me & I shot him. Later we
advanced to the mine & I captured a
drum along the bottom of it. Two prisoners
came out & surrendered.

J.R. Marsh, Pte.

6th witness:

James Hackett of Rathkenny J. P. O.

his duly sworn states:

I identify the deceased as ~~was~~ my son
Patrick Hackett. He was aged 23 years,
& was a farm labourer, & unmarried.

I last saw him alive on Friday night the
4 March about 1900 hrs. On Monday
7 March about 100 hrs I heard that my
son was wounded. I went to KILKenny

on TUESDAY & saw him in the military
hospital. He was dead. I know nothing

about his political beliefs.

James Hackett

7th witness

Capt. J. H. Howle R.A.M.C. his duly sworn
states:

I examined the body of the deceased HARRISON
CLARKE and found the following S.S. wound
Ry. & left legs both bone fractured. Ry.
side of body & front of chest, the car rammed
penetrating the heart. The wounds were
such as, in my opinion, may have been
caused by fire from a Lewis gun.
Death was due to shock & haemorrhage.

I examined the body of RICHARD FLEMING
& found the following S.S. wound. Two near
the front of the abdomen & one to the
lower part of the chest. One in the upper side
of the head & it, left side of temple.
Death was due to laceration of the brain & shock

7th witness. Continued

I examined the body of PATRICK NACRETT
& found the following G.S. wound.

Rupt. buttock, left arm packing base,
wound near left ear, near left temple.
Death was due to laceration of the
brain & shock.

J. H. Stovill

Capt. R. M. C.

8th Witness.

1st J. B. Le Gros The 1st Lincolnshire Rgt
being duly sworn states: -

I am the intelligence officer for this
Area and from documents in my
possession give the following information:

Martin Clancy's ^{late} brother was a 2^d Lt of A Coy 6th
Bⁿ 3rd South Tiff Bde ^{IRA} but I have no knowledge of
Martin.

Richard Fleming was 2^d Lt. in E Coy same unit
& Patrick Hackett was 2^d Lt. in A Coy of
same unit.

The Court having duly considered
the evidence record the following
~~finding~~ finding.

Finding of the Court

- A. (i) That the deceased Martin Clancy (Jnr) of Ballylosky was aged 18 yrs, an ~~single~~ unmarried male, and a farm labourer.
- (ii) That he met his death ~~at~~ Knockroe near Drangan on March 6th 1921 and that his death was due to shock & haemorrhage due to bullet wounds.
- B. (i) That the deceased Richard Fleming of Coolmore was aged 30 yrs an unmarried male and a farm labourer.
- (ii) That he met his death at Knockroe near Drangan on March 6th 1921 & that his death was due to laceration of the brain & shock due to bullet wounds.
- C. (i) That the deceased Patrick Hackett of Rathkanny near Fethard was aged 23 yrs, an unmarried male, & a farm labourer.
- (ii) That he died in the military hospital Kilkenny on March 7th 1921 & that his death was due to shock & laceration of the brain due to bullet wounds received on March 6th.



(iii) That in all 3 cases these bullets
were fired by the forces of the Crown
in the execution of their duty
against armed rebels.

(iv) That no blame attaches to the
Crown forces.

Signed at Tipperary this 9th day of March 1921.

H. Lanyon Major
President.

A. Hooton Capt }
H. Pagan Capt } Members.

I concur

R. Wilson Lt Col
J. C. Troode Tipperary

15/3/21

I concur.

M. J. O'Sullivan Command.

Donegal
21/3/21.

Comms 16 Lt Col W. H. H. W. H.

UNDER SECRETARY,
DUBLIN CASTLE.



MARTIN GLANCY, (Jr.), RICHARD FLEMING, PATRICK HACKETT
All of Co. TIPPERARY.

Herewith Proceedings of Court of Inquiry
held in lieu of Inquest, together with Certificate of Finding
the Court, in the case of the above named.

W. W. W.

G.H.Q., Ireland,
Parkgate, DUBLIN,
31st March, 1921.

Captain, D.A.A.G.,
for Deputy Adjutant General.

BL.

MEMORANDUM.

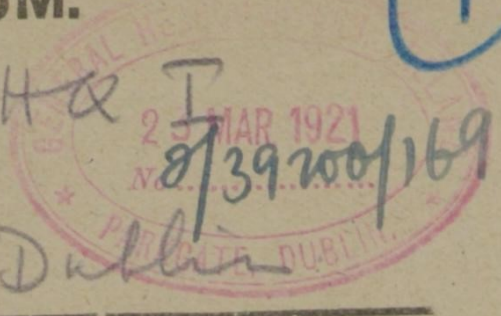
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SCO
Upperway

To

GHQ I

Dublin



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Date... 15/3/1921

41015/1

Herewith certified true copy of proceedings & certificate of finding in the case of the following :-

- MARTIN CLANCY.
- RICHARD FLEMING.
- PATRICK HACKETT.

H. Langon