



Republic of Serbia
OFFICE OF THE WAR
CRIMES PROSECUTOR
KTO no. 3/22
3 March 2022
Belgrade
DK/IP

HIGHER COURT IN BELGRADE
- War Crimes Department -

BELGRADE

On the basis of Article 333.1 in connection with Article 331.1 and Article 43.2 (5) of the Code of Criminal Procedure (CPC) and Article 4 of the Law on the Organization and Competence of State Authorities in War Crimes Proceedings, I am hereby raising an

INDICTMENT

Against the following:

AA, father's name....., mother's name....., DOB....., PI no....., born in....., address....., Street....., citizen of the Republic of Serbia,

EXPLICATION:

In the time period from 14 September until 1 January 1991, in Zagreb, the then Republic of Croatia (RC) within the former Socialist Federal Republic of Yugoslavia (SFRY), as a member of the Croatian armed formations - the so-called Croatian National Guard (Croatian: ZNG), together with several NN members of the same unit, the above had violated the rules of international law during the armed conflict that then existed in the RC, which did not have the character of an international conflict, between the forces of the Yugoslav People's Army (JNA) on one side and the Croatian armed formations to which the ZNG units belonged and the Ministry of Internal Affairs (MUP) of the RC on the other hand, contrary to Article 3.1 (a) and (c) and Article 4A.1 of the Geneva Convention (III) relative to the Treatment of Prisoners of War from 1949 (Official Gazette of FPRY no. 24/50), and Articles 4.1 and 4.2 (a), (e) and (h) of the Protocol Additional (Protocol II) to the Geneva Conventions of 12 August 1949 Relating to the Protection of Victims of Non-International Armed Conflicts (Official Gazette of the SFRY, International Treaties no. 16/78), relative to

prisoners of war - soldiers on regular military service in the JNA, who had previously laid down their arms and surrendered, in the Rakitje settlement in the ZNG and MUP facilities of the RC. The above AA had forced them out, carrying out intimidation, torture, physical injury, and acting in a particularly insulting and humiliating manner, and in relation to one soldier of the JNA, he had committed murder

in the following way:

On several occasions, at different time intervals, in the rooms where they dwelled and ate and in the basement, the injured parties AB, AV, AG, AD, ADj, AE, AŽ, AZ, AI, AJ, AK, AL, ALj and AM were beaten with the rifle butts, with hands and feet on the head and body, and with a rubber baton on their backs and soles; the above had handcuffed them and forced them to lie on the ground, then stomped and jumped on them with his boots, threatening with a knife to gouge out their eyes and slaughter them, pointing a weapon at them, putting the barrel of the weapon in their mouths and on their temples and threatening to kill them, putting out cigarettes on their bodies and urinating on them, all of which resulted in bodily injuries, severe physical and psychological trauma, suffering and humiliation of the aforementioned injured parties, and on 30 September 1991, during the beating of soldier AB, he had fired one shot into his head, thus inflicting a gunshot wound, to which AB succumbed on the spot,

- By which he has committed the criminal act of war crime against prisoners of war from Article 144 of the CC of the FRY.

***DEPUTY WAR CRIMES
PROSECUTOR
Dušan Knežević***