

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: **ICC-02/05-03/09**
Date: **18 November 2025**

TRIAL CHAMBER IV

Before: Judge Kimberly Prost, Presiding Judge
Judge Keebong Paek
Judge Nicolas Guillou

SITUATION IN DARFUR, SUDAN

***IN THE CASE OF THE PROSECUTOR
v. ABDALLAH BANDA ABAKAER NOURAIN***

Confidential Redacted

Confidential Redacted version of "**Additional update on investigative steps**", ICC-02/05-03/09-744-Conf-Exp, filed 16 October 2025

Source: Office of the Prosecutor

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

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- ☒ Counsel for the Defence
- ☒ Legal Representatives of the Victims
- ☐ Legal Representatives of the Applicants
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- ☐ The Office of Public Counsel for Victims
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I. INTRODUCTION

1. The Prosecution respectfully submits an update to the Chamber on recent investigative steps following the completion of two interviews carried out in accordance with article 55(2) of the Rome Statute.

II. CLASSIFICATION

2. Pursuant to regulation 23*bis*(1) of the Regulations of the Court, the Prosecution files this update as confidential, *ex parte*, only available to the Prosecution, since it refers to filings of the same classification and contains sensitive information related to ongoing investigations.

III. SUBMISSIONS

Developments in the ongoing investigation

3. As previously conveyed to the Chamber,¹ the Prosecution recently identified two investigative leads. These individuals, P-0308 and P-1840, were deemed potentially relevant to the case against Mr Banda, in light of information recently received by the Prosecution. Consequently, the Prosecution deployed an investigative mission [REDACTED] to conduct interviews with these two witnesses. This submission includes a summary of their evidence below. The summary is provided on the basis of contemporaneous interview notes, pending the availability of the relevant interview transcripts of the audio-recorded interviews.

4. While P-0308 and P-1840 provide contextual information related to the case, the Prosecution assesses that the statements provided by P-0308 and P-1840 do not significantly impact the strength of the evidence against Mr Banda. Nor do the witnesses provide significant additional leads.

¹ ICC-02/05-03/09-741-Conf-Exp

Interview summary, P-1840

5. [REDACTED] the OTP met P-1840 for an interview [REDACTED]
[REDACTED] regarding the attack on MGS Haskanita. P-1840 [REDACTED]
[REDACTED] did not know or work for Mr Banda personally. [REDACTED]
[REDACTED]
[REDACTED]

6. [REDACTED]
[REDACTED] [REDACTED]
[REDACTED]
[REDACTED]

7. P-1840 did not personally participate in these meetings but heard about them
after the fact [REDACTED]

[REDACTED] P-1840 was told [REDACTED]
[REDACTED] that Banda and Bahr had decided to attack the AU base. [REDACTED]
[REDACTED]
[REDACTED]

P-1840 heard, after the attack, that Banda and Bahr wanted to attack the AU base in
order to get military logistics. [REDACTED] P-1840 did
not provide information on the identity of the persons from whom he heard any of the
aforementioned information.

8. [REDACTED]
[REDACTED]
[REDACTED] [REDACTED]
[REDACTED] [REDACTED]
[REDACTED]

9. P-1840 did not participate in or witness the attack on MGS Haskanita. P-1840
does not know how the attack at the AU base unfolded. He heard [REDACTED]
[REDACTED] that they killed people at the base. He heard that they killed some leaders there

and took women away. He heard that they also took vehicles. He heard that the women were raped and taken back to the AU base on 30 September.

10. P-1840 heard that vehicles were distributed among the leaders. [REDACTED]

Interview summary, P-0308

11. [REDACTED] the OTP met P-0308 for an interview [REDACTED]
[REDACTED], regarding the attack on MGS Haskanita.

12. P-0308 provided information regarding a meeting [REDACTED]
[REDACTED] with leaders including Banda. [REDACTED]
[REDACTED]
[REDACTED] P-0308 [REDACTED]
[REDACTED] did not directly hear what was discussed.

13. [REDACTED]
[REDACTED]
[REDACTED] P-0308 did not go to MGS Haskanita to participate in
or witness the attack. [REDACTED]
[REDACTED]
[REDACTED]

14. Notably, P-0308 had been previously screened by the Prosecution, but had not been assessed as relevant based on the evidence available at that time. At that point, [REDACTED] OTP representatives noted that P-0308 displayed erratic behaviour, appeared

² Interview Notes DAR-OTP-P-0208, p. 10, [REDACTED]

slightly inebriated and contradicted himself [REDACTED]

[REDACTED]³

IV. CONCLUSION

The Prosecution notes that P-1840 and P-0308 state that they did not participate in any planning meeting prior to the attack on MGS Haskanita, nor in the attack itself. Their knowledge of the attack is hearsay from unidentified sources. Consequently, the Prosecution assesses that the statements provided by P-0308 and P-1840 do not provide additional evidence against Mr Banda and do not affect the Prosecution's assessment of the case.



Nazhat Shameem Khan
Deputy Prosecutor

Dated this 18th day of November

2025 At The Hague,

The Netherlands

³ P-0308 screening note DAR-OTP-0215-3834, p. 2. [REDACTED]