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JACK RUBY'S TRIAL DELAYED TO FEB. 3

Deferment Is Granted After
Both Sides Ask for Time

By DONALD JANSON
Special to The New York Times.

DALLAS, Dec. 3—The trial of Jack Ruby for the murder of Lee H. Oswald, accused assassin of President Kennedy, was postponed today until Feb. 3.

Judge Joe B. Brown of the Dallas County District Court ordered the delay after attorneys for Ruby and the state said their cases could not be prepared earlier. The trial had been set for next Monday.

After more than a week of speculation and investigation, the weight of the evidence so far disclosed still suggests no link between Oswald and Ruby in the President's assassination.

Nor is there any indication that Oswald and Ruby, a Dallas night-club owner, had ever met.

Ruby is accused of murdering Oswald in the city jail as he was being transferred to the county jail. The murder, on Nov. 24, occurred two days after Mr. Kennedy was slain.

Speculation has persisted ever since Oswald's death that he was killed to silence him about his associations.

Oswald Reported at Club

A former master of ceremonies at Ruby's strip-tease club, the Carousel, has been quoted as saying he thought he saw Oswald there a week or so before the assassination. Other employes have denied it.

There has also been speculation over the report that after the President's slaying, Oswald went to his rented room and then walked in the direction of Ruby's apartment.

One person who paced the distance found Oswald would have been seven minutes from the apartment when challenged by Patrolman J. D. Tippet. Oswald, it is alleged, killed the policeman and fled in a different direction.

Oswald's walk in the direction of Ruby's apartment, if so, is not proof that he even knew of such an apartment.

Oswald stayed at the downtown Dallas Y.M.C.A. Oct. 3, the night he ended a week-long trip that took him from New Orleans to Mexico City and then to Dallas after a vain effort to get a Soviet visa.

Ruby, it has been pointed out, frequented the Y.M.C.A. to use its gymnasium facilities.

Again, such facts are hardly evidence of a link between the two men.

Photo Is Disputed

Seventeen hours before Ruby killed Oswald, an agent from the Federal Bureau of Investigation showed Oswald's mother a photograph.

She could not identify it then. She now says it was a picture of Ruby, but the F.B.I. says it was not.

Oswald was a withdrawn, friendless malcontent with pronounced hatred for authority who rarely formed emotional attachments. He spent much of his free time pouring over library books on politics and political theory.

Ruby, on the other hand, was a boisterous outgoing person of fierce loyalty.

He was close to friends and relatives, was well-liked by many employes and acquaintances, and showed little interest in politics beyond admiration for two politicians — Franklin D. Roosevelt and John F. Kennedy.

In the rough and tumble of his early days on the seamy fringes of underworld life in Chicago, Ruby, it has been reported once threatened to strike anyone who disparaged President Roosevelt.

No Kennedy Jokes

As the operator of a nightclub here, a performer has said Ruby refused to allow comedians to include jokes about Mr. Kennedy in their patter.

Ruby's attorney says that Ruby shot Oswald to avenge the death of President Kennedy. A dancer says she found Ruby crying in the nightclub two hours after the assassination.

Ruby's sister and closest associate, Mr. Eva L. Grant, was visited by Ruby at her apartment several times between the President's slaying and the time he killed Oswald.

Ruby seemed devastated, she said, and had gone without food and sleep.

"We were more affected by the President getting shot than when my father died," she said.

Later she said she feared she had implanted the idea for killing Oswald when she told her brother somebody would "get" him.

An entertainer who worked for Ruby declared:

"He gets something in his mind and it just builds up and builds up."