

RULING DUE MONDAY IN HEARING ON SHAW

Special to The New York Times

NEW ORLEANS, Sept. 12—State District Judge Edward A. Haggerty Jr. said this afternoon he would rule next Monday whether to dismiss an indictment that charged Clay L. Shaw, a retired New Orleans businessman, with plotting the assassination of President Kennedy.

Attorneys for Mr. Shaw have contended he was being denied due process of law because the grand jury that indicted him was not representative of the public and because District Attorney Jim Garrison had been financed in his assassination investigation by money donated secretly by New Orleans businessmen.

A two-day hearing on the motion to dismiss the indictment, which ended today, was marked by frequent clashes between Judge Haggerty and F. Irvin Dymond, one of the defense attorneys.

The judge said questions Mr. Dymond had asked Mr. Garrison and other witnesses were designed to find out what evidence the District Attorney had against Mr. Shaw and not whether Mr. Shaw had been illegally indicted. The judge threatened on one occasion to cite Mr. Dymond for contempt of court after the attorney persisted in asking Mr. Garrison if he had turned over copies of his "work file" on the investigation to Life magazine.

Mr. Garrison, sitting in a slouched position in the witness box with his eyes closed as the judge and Mr. Dymond wrangled, was not allowed to answer questions other than those asking his name and occupation. He was on the witness stand for an hour.