

10 out of 797
17/2/66

J A M A I C A

IN THE COURT OF APPEAL

R.M. COURT CRIMINAL APPEAL No. 259/65

BEFORE: The Hon. Mr. Justice Duffus, President
The Hon. Mr. Justice Waddington
The Hon. Mr. Justice Shelley (Acting)

R. vs E M A N U E L J U D A S I N G H

Mr. C. Raymond for the Crown

Mr. Z.L. Khan for the appellant

8th February, 1966

DUFFUS, P.,

It is not necessary in this case to go into the facts in any detail. The Court has listened with care and interest to arguments put forward by learned Counsel for the appellant. The Court is satisfied, however, that there was adequate evidence before the learned Resident Magistrate for him to have arrived at the conclusion which he did, that the appellant Judasingh was in possession of the ganja found in the motor car. The evidence of the conversation which took place between the appellant and the two police officers, which was accepted as being truthful, showed beyond doubt that Judasingh had full knowledge that the parcel of ganja was in the motor car that he was driving.

The fact that the other accused party charged along with the appellant Judasingh was found not guilty by the learned Resident Magistrate and dismissed does not affect the situation in any way as to the possession of ganja by the appellant. The appeals are dismissed; convictions and sentences affirmed.