

IN THE LESOTHO COURT OF APPEAL

In the matter of:

MOSETI MATELA
SOBI MOKHELE
THABISO MORAKE

1ST APPELLANT
2ND APPELLANT
3RD APPELLANT

AND

REGISTRAR OF THE HIGH COURT
THE CROWN
THE COMMISSIONER OF POLICE
ATTORNEY-GENERAL

1ST RESPONDENT
2ND RESPONDENT
3RD RESPONDENT
4TH RESPONDENT

Held at:

MASERU

CORAM:

STEYN JA,
BROWDE JA,
LEON JA.


JUDGMENT

STEYN JA:

The Court makes the following order:

/...

- (1) The appeal is postponed to the next Session of the Court of Appeal - hopefully to be held in October, 1995.
- (2) Counsel for the Appellant and for the Crown are to co-operate with the Registrar in order to ensure that every attempt is made to reconstruct those portions of the record that are missing.
- (3) Whilst there is evidence before the Court concerning the fact that portions of the record relevant to the guilt or innocence of the Appellants are missing and cannot be transcribed, there is no explanation before us as to why the record of the proceedings and the Judgment relevant to sentence have not been transcribed and why such record has not been placed before us. Every effort must be made by the parties identified above to ensure that such record is placed before the Court timeously either in its original or reconstructed form.
- (4) Full heads of argument are to be filed timeously for the hearing of the appeal at the next Session of this Court.



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J.H. STEYN
JUDGE OF APPEAL

I agree *Browde*
J. BROWDE
JUDGE OF APPEAL

I agree *R.N. Leon*
R.N. LEON
JUDGE OF APPEAL

Delivered on the ^{29th} day of July, 1995.