

FRIDAY 9TH JULY 1982 AT 9.00 A.M.

Judgment announced in open Court. Let counsel make submission, if any, in mitigation.

Mr. Dowiyogo

Do not want to address anything in mitigation.

Mr. Aingimea

Previous convict

O R D E R

The accused has a previous conviction of driving under influence of liquor. He was fined on that occasion. This is his second offence and that too coupled with dangerous driving. Speeding is also there.

Sentences against the accused are awarded as follows:-

- (i) u/s 21(1) of the Act, 3 months' imprisonment with hard labour.
- (ii) u/s 19(1) of the Act, 3 months' imprisonment with hard labour.
- (iii) u/s 28(a) of the Act, 1 month's imprisonment.
- (iv) u/s 23(1)(c) of the Act read with sec. 42 of the Act, a fine of \$ 25 only; in default 15 days imprisonment.

Sentences under (i) and (ii) above shall run concurrently. Sentence under (iii) above will run consecutive to sentences under (i) and (ii). In the event of the fine imposed under (iv) above is not paid, the sentence in default shall also be consecutive.

U/s 21(3) (b) it is further ordered that his licence shall remain suspended for a period of 20 months.

S.C. Chaturvedi

9.7.82

Mr. Dowiyogo

Wish to prefer appeal.

O R D E R

U/s 10(1) Appeals Act 1972 it is ordered that, as an intention to present petition of appeal has been declared, he shall be released on a personal recognizance of \$ 200/- only.

Appeal to be filed within a week.

S.C. Chaturvedi

9.7.82