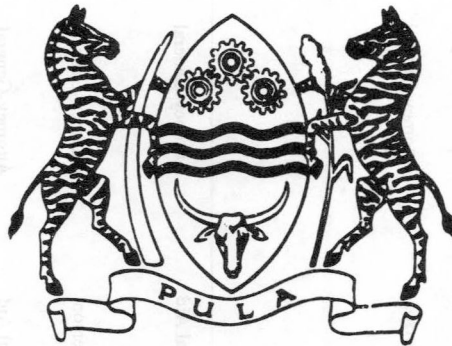


# REPUBLIC OF BOTSWANA



## GOVERNMENT GAZETTE

### EXTRAORDINARY

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The Court of Appeal Session Commencing on the 25th November, 1991

BEFORE THE HONOURABLE Mr Justice A.N.E. Amissah J.P., The Honourable Mr Justice T.A. Aguda J.A., The Honourable Mr Justice G. Bizos J.A., The Honourable Mr Justice B.A. Doyle J.A., The Honourable Mr Justice W.H.R. Schreiner J.A., and the Honourable Mr Justice C.E. Puckrin J.A.

CRIMINAL APPEALS

No.	C.R. App. Case No.	Appellant	Respondent	Cause	Appeal Against	Appellant Represented by	Respondent Represented by
(1)	26/91	Tselayatumelo Morolong	State	1. Shopbreaking and theft	Conviction and Sentence 5 years suspended sentence of 18 months reactivated sentences to run consecutively (for leave)	In Person	Attorney-General
(2)	27/91	Jeremiah Molwane	State	Manslaughter	Sentence 7 years 2 years suspended for 3 years conditionally	Legal Aid	Attorney-General
(3)	28/91	Lapologang Othugile	State	Rape	Conviction and sentence 6 years	In person	Attorney-General
(4)	29/91	Ditshebo Regent Senuku	State	1. Murder with extenuating circumstances 2. Unlawful possession of an arm of war 3. Unlawful possession of munitions of war.	Sentences 1. 10 years 2. 6 years 3. 6 years All custodial sentences to run concurrently	Legal Aid	Attorney-General
(5)	30/91	Innocent Manjesa	State	1. Murder	Conviction and sentence 1. 6 years	Segaetsho, Mosoba & Moesi	Attorney-General

				2. Attempted Murder	2. 3 years Custodial sentences to run con- currently		
(6)	31/91	Moses Maluzo and Another	State	Manslaughter 2. Attempted murder 3. Unlawful possession of arms without a licence	Conviction and sentence 8 years 3 years Conditionally suspended	Legal Aid	Attorney-General
(7)	32/91	Edwin Molefe	State	1. Office breaking and theft 2. Unlawful use of motor vehicle 3. Driving without licence	Conviction and sentence 1. 3 years plus 1 stroke 2. Fine P60 in default 1 month 3. Fine P60 in default 1 month Sentences to run con- currently in respect of counts 1, 2 and 3 but consecutively to the other sentences being served. (for leave)	In person	Attorney-General
(8)	33/91	1. Eric Kenosi Matlapeng  2. Godfrey Rabantheng	State	1. Robbery 2. Unlawful use of a motor vehicle 3. Unlawful use of an arm 4. Unlawful possession of ammunition 5. Unlawful possession of an arm  6. Unlawful possession of	Conviction and sentence 1. Both accused persons 7 years 2. Both accused persons 2 years. 3. Accused No. 1 2 years 4. Accused No. 1 2 years 5. Both accused persons 2 years	Segaetsho Masoba & Moesi	Attorney-General

ammunition

6. Both accused  
persons 2 years

*CIVIL APPEALS*

(9)	4/91	Attorney-General	Unity Dow	Declaration of Sections 4 and 5 of the Citizenship Act Cap 01:01 as ultra vires the Constitution of Botswana	Decision of the High Court	Attorney-General	Adv. J.D. Browde SC
(10)	5/91	Kgalagadi Breweries (Pty) Limited	Accofreight Botswana (Pty) Limited	Contractual Claim	Decision of the High Court	Armstrongs	M. Dibotelo
(11)	6/91	Western Industrial Estates (Pty) Limited	Commissioner of Taxes	Ascertainment of chargeable Income	Decision of the High Court	Collins Newman & Co.	Attorney-General
(12)	7/91	1. PGM Building Construction (Pty) Limited 2. Botswana Building Society	Rulele Tsogotho Batshogile	Building Contract	Decision of the High Court	Lesetedi & Co.	Kgoadi, Motswagole & Legwaila
(13)	8/91	Kgosi Linchwe II Kgafela	Fernando Maoto  Attorney General	Delictual Claim (For leave)	Decision of the High Court	Pilane, Luke & Associates	Attorney-General

Note: The above is the most likely order in which the appeals may be heard, but the court may call any case sooner or later.

Government Notice No. 339 of 1991 is hereby revoked.

Note further that all applications for leave will be heard on Friday 22nd November, 1991.

DATED at Lobatse this 16th day of October, 1991.

M. MOTLHABI,  
*for Registrar of the Court of Appeal*