

IN THE SEYCHELLES COURT OF APPEAL

DIDIER GEORGES GODLEY  
OF NORTH EAST POINT

APPELLANT

VERSUS

1. LEVY AH WAN

1ST RESPONDENT

2. GRACIA BASTIENNE

2ND RESPONDENT

3. ANNE MAGNAN

3RD RESPONDENT



Civil Appeal No. 26 of 1994

RULING

Mr. Valabhji has made an application to the Supreme Court to intervene in this matter at the request of a person who claims to be entitled to a share by inheritance in the estate of Jean Fereol Hoareau. This application which is to be heard in January next is misconceived since the Supreme Court is functus officio in this matter which has already been adjudicated upon by the Court and which adjudication is the subject of an appeal to this Court.

Mr. Valabhji has now filed a similar application to this Court. He fairly conceded that the Rules of Procedure do not provide for such an application to the Appellate Court but submitted that the ends of justice justify the intervention of a party who has an interest in the land under reference. Mr. Hodoul who appears for the Appellant abided by the decision of this Court but Mr. Boulle who appeared for the 1st Respondent and Mr. Lucas who appeared for the 2nd and 3rd Respondents objected to the application. They however

