

IN THE SEYCHELLES COURT OF APPEAL

CEDRIC PETIT

APPELLANT

VERSUS

- 1. **GEORGES LEFEVRE**
- 2. **MARGHITA LEFEVRE**

RESPONDENTS

Civil Appeal No. 28 of 1995

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Mr. P. Boulle for the Appellant
 Mr. R. Valabhji for the 1st Respondent
 Mr. J. Renaud for the 2nd Respondent



RULING

We have considered this application. We hold that evidence now sought to be introduced was available and could have been adduced at the Supreme Court. This application amounts to an abuse of process much so since it would contadict the appellant's statement of defence and also there has been no cross-appeal.

Application is refused.

[Signature]
 H. Goburdhun
 President

[Signature]
 E.O Ayoola
 Justice of Appeal

[Signature]
 M.A Adam
 Justice of Appeal

Dated this 30th day of October, 1996.