

**IN THE SUPREME COURT OF SEYCHELLES**

**Criminal Side: CO 31/2014**

[2018] SCSC 225

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**THE REPUBLIC**

versus

**FLAVY REGINALD PRUDENCE**

Accused

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Heard: 02 March 2018  
Counsel: Ms Confait for the Republic  
Mr Gabriel for the accused  
Delivered: 02 March 2018

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**SENTENCE**

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**Dodin J**

- [1] I have heard Counsel in mitigation. The convict is 48 years old, he has pleaded guilty and I agree it is a long outstanding matter thus saved the Court's time and expenses of a trial. Initially there were several parties in the case at least three now there is only the convict.
- [2] He has no dependent children, he was married and in the process of divorce. He has agreed to pay back the amount outstanding that he believes he owes which I have calculated as at now to be Four Hundred and Eighty-one Thousand Five Hundred and Eighty-One Rupees (SR 481,581) and Three Thousand Seven Hundred and Seventy-Seven Euros (Euro 3,777), after deducting the amounts paid by both the convict and the other parties.

[3] Having considered all that, I agree that a prison sentence would not serve justice of the case, so I will not impose a fixed sentence of imprisonment, however, I will sentence the convict to 2 years imprisonment suspended for 3 years. He will not have to go to prison, but with the following conditions:-

1. Firstly, that he does not commit any similar offence during the period of 3 years.
2. Secondly, that he pays the outstanding amount which is Four Hundred and Eighty-One Thousand Five Hundred and Eighty-One Rupees (SR 481,581) plus Three Thousand Seven Hundred and Seventy-Seven Euros (Euro 3,777).
3. I am giving him 2 years that is 24 months to complete payment which he can do by instalments.
4. I further fine him Five Thousand Rupees (SR 5000) which fine he has to pay into Court and I give him 6 months to pay that fine.
5. He can Appeal against the sentence within 30 working days.

Signed, dated and delivered at Ile du Port on 02 March 2018.



G Dodin

**Judge of the Supreme Court**