

IN THE SUPREME COURT OF SEYCHELLES

Reportable
[2022] SCSC 199
CO 66/2019

In the matter between:

THE REPUBLIC
(rep. by Mr. Joshua Revera)

PROSECUTION

and

ABDUL ASWARD
(rep. by Mr. S. Rajasundaram)

ACCUSED

Neutral Citation: The Republic vs Asward [2022] SCSC 199 CO 66/2019

Before: G. Dodin

Summary:

Heard: 04th March 2022

Delivered: 04th March 2022

SENTENCE

DODIN, J

- [1] I have considered the mitigating factors put forth by Learned Counsel for the Convict. He is 39 years old. He has one surviving child who is dependent on him. He has pleaded guilty to the charge and since the beginning, he has admitted the commission of the offence and has corporated with the investigating authorities. He has shown remorse and for the purposes of this case he is considered to be a first offender as any conviction that he may have had until now is more than 5 years ago.
- [2] Having considered all these mitigating factors and considering that the maximum sentence for an offence under Section 224 (a) of the Penal Code is 7 years imprisonment, I impose the following Sentences:

1. I sentence the convict to 6 month imprisonment suspended for 2 years with condition that he does not commit any similar offence within the period of 2 years
 2. I impose a fine of SCR 10,000 to be paid within 6 months of today out of which SCR 5000 shall be disbursed to the victim as compensation.
- [3] The accused can appeal against the sentence within 30 working days of today.

Signed, dated and delivered at Ile du Port, Victoria on 04th March 2022

A handwritten signature in blue ink, consisting of a series of loops and a long horizontal stroke, positioned above a horizontal line.

G. Dodin

Judge