

SUPREME COURT OF SEYCHELLES

Reportable
[2023] SCSC 550
MC 56/2022
(Arising in XP 217/2022)

In the matter between:

**IN RE THE PROCEEDS OF CRIME
(CIVIL CONFISCATION) ACT 2008 AS AMENDED**

THE GOVERNMENT OF SEYCHELLES
(rep. by Mohamed Saley)

Applicant

and

MENA GROUP HOLDINGS LTD

1st Respondent

SPEARHEAD INTERNATIONAL LTD

2nd Respondent

EQUATOR TRUSTEES LIMITED
(rep. by Divino Sabino)

3rd Respondent

Neutral Citation: *Gov of Sey v Mena Group Holdings Ltd & Ors* (MC 56/2022) [2023] SCSC 550
(19 July 2023).

Before: Burhan J
Heard: 18 July 2023
Delivered: 19 July 2023

ORDER

BURHAN J

- [1] The aforementioned Applicant by way of Amended Notice of Motion dated 26 October 2022, sought an Interlocutory Order under Section 4 of the Proceeds of Crime Civil Confiscation Act (POCA) against the 1st Respondent- Mena Group Holdings Ltd, 2nd Respondent- Spearhead International Ltd, and 3rd Respondent- Equator Trustees Limited.

They further moved that a receiver be appointed to the specified property set out in the Table to the said Notice of Motion in terms of Section 8 of POCA.

[2] Thereafter, on the 18th of July 2023, Learned Counsel for the Applicant, Mr Saley informed the court that they will be withdrawing their application against all the aforementioned Respondents. Mr Saley had no objections to the Interim Order, dated 2nd August 2022, being set aside and the draft order in the email exchange dated 17th July 2023 being granted.

[3] As the application has been withdrawn against all the aforementioned Respondents, I proceed to discharge all three Respondents and set aside the Interim Order dated 2nd August 2022, prohibiting the disposal of, dealing with or diminishing in value the properties in the following bank accounts:

Account Name	Account Opening Date	Bank Name & Currency Account number	Amount on Account as at June 22, 2022
Spearhead International Ltd.	08.10.2019	[REDACTED] (EUR)	[REDACTED]
		[REDACTED] (USD)	
Mena Group Holdings Ltd	30.09.2019	[REDACTED] (EUR)	
		[REDACTED] (USD)	
Equator Trustees Limited	27.03.2015	[REDACTED] (SCR)	
		[REDACTED] (USD)	

[4] I further order that the following specified properties referred to herein be discharged and released from any Orders of this Court.

[5] Each party shall bear their own costs.

Signed, dated and delivered at Ile du Port on 19 July 2023.


M Burhan J

