**SUPREME COURT OF SEYCHELLES**

**Reportable**

CR89/2021

In the matter between:

THE REPUBLIC Prosecution

(rep. by Ms Ria Alcindor)

and

JUDE OMATH Convict

*(rep. by Mr France Bonte)*

**Neutral Citation:** *The Republic v Jude Omath* CR 89/2021 [2023] 09 November 2023

**Before:** Dodin J

**Heard:**  09 November 2023

**Delivered:** 09 November 2023

**SENTENCE**

**DODIN J**

1. The convict is a first offender. He is 41 years old, a Fisherman, he lays fish traps and he also makes them. He has pleaded guilty and not wasted the Court’s time and expenses a trial and the counsel has stated he has shown remorse, the drugs are not on the high side.
2. Count 2 is 2.9 grams purity of a class A drug and count 3 is class B drug, 10.34 grams. I don’t see any commercial value in there and I do not see of any aggravating factors. For this reason I will not impose a sentence of imprisonment.
3. I will impose the following sentence for count 2; 6 months imprisonment but suspended for one year plus fine of SCR 10,000 to be paid in 6 months. He can pay by instalments and he must not commit any similar offence during a period of one year and the sentence is suspended.
4. For count 3, a fine of SCR 5000 also to be paid in 6 months. He can pay by instalments and if he default any of the two sentences that is after 6 months if he has not paid, he will be then committed for the 6 months imprisonment.
5. He can appeal against the sentence within 30 working days.

Signed, dated and delivered at Ile du Port on 09 November 2023.

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Dodin J