

IN THE FIJI COURT OF APPEAL  
CRIMINAL JURISDICTION  
CRIMINAL APPEAL NO 5 OF 1989

Between:

EPARAMA SOGOTUBU

Appellant

- and -

S T A T E

Respondent

Appellant in Person

Ms Aruna Prasad for the Respondent

Date of Hearing: 26th October, 1989

Delivery of Judgment: 26th October, 1989

J U D G M E N T

This is an appeal by the Appellant from the judgment of the High Court in its Appellate Jurisdiction which confirmed the conviction of the Appellant by the Magistrates' Court at Nausori.

Section 22 sub-section 1 of the Court of Appeal Act provides as follows:-

"Any party to an appeal from a magistrate's court to the Supreme Court may appeal, under this Part, against the decision of the Supreme Court in such appellate jurisdiction to the Court of Appeal on any ground of appeal which involves a question of law only (not including severity of sentence):

Provided that no appeal shall lie against the confirmation by the Supreme Court of a verdict of acquittal by a magistrate's court."

We have perused the grounds of appeal raised by the appellant and are satisfied that none of them raises a question of Law which could be considered by this Court.

That being so, we have no jurisdiction to entertain the appeal which is accordingly dismissed.

*T. Tuivaga*

.....  
(Sir Timoci Tuivaga)  
President, Fiji Court of Appeal

*R. Kermode*

.....  
(Sir Ronald Kermode)  
Justice of Appeal

*M. Tikaram*

.....  
(Sir Moti Tikaram)  
Justice of Appeal