

NZLR

NOT
RECOMMENDED

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IN THE HIGH COURT OF NEW ZEALAND
HAMILTON REGISTRY

M.508/85

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BETWEEN

EPAPARA

Appellant

AND

P O L I C E

Respondent

Hearing: 5 February 1986

Counsel: Appellant in Person
Mr P. Morgan for Respondent

Judgment: 5 February 1986

ORAL JUDGMENT OF ELLIS, J.

Mr Epapara appears in support of his appeal against sentence and tells me that while he admits he had a small amount of cannabis in his pocket at the time the cannabis found in the matchbox was nothing to do with him. He further says that this matter did not appear to be properly put before the District Court Judge by counsel assigned to him.

Under the circumstances, therefore, it is quite plain that he was guilty of the charge of possessing cannabis. This Court is put in doubt in the absence of Mr McIvor as to exactly what was said to the District Court Judge and this Court is at a further disadvantage as there are no notes of sentence available. A fine of \$150 was imposed.

This must be one of the most insignificant offences of

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this sort that comes before the Court. It is not worth further investigation. Under the circumstances I will meet the matter so that the appellant cannot have any sense of grievance in the matter and I reduce the fine to \$75.00.

A.M. C. J

Solicitors: Mr Eapara in Person
Almao McAllen & Kellaway, Hamilton for Respondent