

CANADA / JUDGMENT

R. v. Darteh

2025 ONCA 749

COURT

Court of Appeal for Ontario

DECIDED

4 November 2025

Source: norma.lexum.com · Research copy typeset by Esheria. Not court-issued or certified.

R. v. Darteh Collection Decisions of the Court of Appeal Date 2025-11-04 Neutral citation 2025 ONCA 749 Docket numbers COA-25-CR-0303 Judges Miller, Bradley; Paciocco, David M.; Favreau, Lise G. Subject Criminal Decision Content COURT OF APPEAL FOR ONTARIO CITATION: R. v. Darteh, 2025 ONCA 749[1] DATE: 20251104 DOCKET: COA-25-CR-0303 Miller, Paciocco and Favreau JJ.A. BETWEEN His Majesty the King Respondent and Ohene Darteh Appellant Ohene Dareh, appearing in person Jeff Marshman, appearing as duty counsel Étienne Lacombe, for the respondent Heard and rendered orally: November 3, 2025 On appeal from the sentence imposed by Justice Irving W. Andre of the Superior Court of Justice, on August 28, 2024. REASONS FOR DECISION

- [1] Mr. Darteh, who received 3:1 credit for his presentence custody, appeals the 9-year global sentence that was imposed on the ground that the trial judge did not give him adequate credit for his presentence custody, given the hardship of serving this time.
- [2] Although the trial judge accepted Mr. Darteh's account of the hardship he endured and gave him 3:1 credit, duty counsel submits that the trial judge may have misapprehended Mr. Darteh's primary submission for a time served sentence.
- [3] We find no error that would permit us to interfere.
- [4] The trial judge, whose decision is entitled to deference, provided Mr. Darteh with significant credit for the hardship he had endured in presentence custody. He rejected the time served sentence because he found a 9-year global sentence to be fit given the seriousness of the offences and Mr. Darteh's degree of responsibility.
- [5] The appeal is dismissed. "B.W. Miller J.A." "David M. Paciocco J.A." "L. Favreau J.A."
- [1] This appeal is subject to a publication ban pursuant to s. 486.4 of the Criminal Code, R.S.C. 1985, c. C-46.

Source & reproduction note

Judgment wording, source notices and original paragraph numbers are retained. Esheria supplies the layout and this PDF's page numbers; these are not the source pagination. This is a research copy, not an official or certified court document. Check quotations, citations and publication restrictions against the original source before relying on it.

ORIGINAL SOURCE <https://norma.lexum.com/coa/coa/en/item/23673/index.do>

CASE PAGE <https://chat.esheria.ai/case-law/canada/r-v-darteh-2025>

Prepared on 25 October 2026 · Esheria