

SOUTH AFRICA / JUDGMENT

Moncho v S (CC246/2005) [2016] ZANWHC 47 (4 August 2016)

[2016] ZANWHC 47

COURT

North West High Court, Mafikeng

BEFORE

A A Landman

CASE / FILE NUMBER

CC246/2005

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IN

THE HIGH COURT OF SOUTH AFRICA

NORTH

WEST PROVINCIAL DIVISION, MAHIKENG

CASE

NO: CC 246/2005

In

the matter between:

SIMON
LENTIKILE MONCHO
APPLICANT
and
THE
STATE
RESPONDENT

JUDGMENT

ON LEAVE TO APPEAL

Landman J:

- [1] Simon Lentikile Moncho applies for leave to appeal to the Full Bench of this Division against the sentence of life imprisonment that I imposed on 12 December 2005.
- [2] The application is out of time. The delay has been explained. I would be prepared to grant condonation depending on whether there is merit in the application.

[3] I turn to consider whether there are reasonable prospects that an appeal would be successful. I am of the view that another court would not reasonably come to a different conclusion.

[4] It follows that the application for condonation is refused.

A A Landman

Judge of the High Court

Appearances

Date of hearing:

29 July 2016

Date of Judgment:

4 August 2016

For the Applicant:

Adv Gonyane

For the Respondent: Adv Zondo

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Prepared on 12 October 2026 · Esheria