

SOUTH AFRICA / JUDGMENT

## Rampersad v S (CC64/2016) [2018] ZAGPPHC 960 (31 October 2018)

[2018] ZAGPPHC 960

COURT

North Gauteng High Court, Pretoria

BEFORE

BAM

CASE / FILE NUMBER

CC64/2016

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IN

THE HIGH COURT OF SOUTH AFRICA

GAUTENG DIVISION,

PRETORIA

CASE

NO: CC64/2016

DATE:

2018-10-31

In the matter

between

RISHEN

RAMPERSAD

Applicant

and

THE

STATE

Respondent

### JUDGMENT

(Leave to appeal)

BAM, J: In this case I have convicted the applicant of murder and robbery, the possession of a firearm and ammunition.

There is now an application for leave to appeal. The correct approach is, that this Court must consider whether there are reasonable prospects of success on appeal.

I have the argument by counsel appearing for the appellant or the applicant rather, in the application. The issues are comprehensively dealt with and pointed out.

I am satisfied in the circumstances that all these issues were addressed during the argument before I did the judgment.

What must be kept in mind, and I do that, and I did it during the trial, is that the evidence has to be considered in totality. One cannot proceed in matters and cases of this nature to isolate the issues. The Court has to consider all the evidence and the Court has to consider what evidential value has to be attached to all the individual aspects, or grounds raised during the trial.

I have considered the application. I am satisfied that I have dealt with all the issues during my judgments and I am of the opinion that there are no reasonable prospects of success on appeal, either on the convictions, and/or the sentences imposed.

Accordingly, the application for leave to appeal is refused.

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BAM, J

JUDGE OF THE HIGH COURT

DATE: .....

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CASE PAGE              <https://chat.esheria.ai/case-law/south-africa/rampersad-v-s-unknown-topic-agpphc-2018>

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