

SOUTH AFRICA / JUDGMENT

S v Mangena (SS26/2006) [2010] ZAWCHC 489 (13 October 2010)

[2010] ZAWCHC 489**COURT**

Western Cape High Court, Cape Town

BEFORE

Dlodlo

CASE / FILE NUMBER

SS26/2006

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**IN THE HIGH COURT OF
SOUTH AFRICA
(WESTERN CAPE HIGH COURT,
CAPE TOWN)
CASE**

NUMBER: SS26/2006**DATE:** 13
OCTOBER 2010

In the matter between: SYDNEY
MANGENA
.....Applicantand
THE
STATE
.....Respondent

JUDGMENT

(Application for leave to appeal)

DLODLO, J:

Having heard both counsel in this application, it is ordered as follows:

1. There exist no reasonable prospects that a differently constituting court would come to a conclusion different from the one I arrived at as far as conviction is concerned.

2. However, sentence being the most difficult part with any criminal trial, it is almost always possible that the Appeal Court may very well come to the conclusion that it needs to be interfered with.
3. Leave to appeal in respect of conviction is refused
- 4 Leave to appeal against sentence is, however, granted and is to be heard by the full court of this division.

DLODLO, J

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