



THE SUPREME COURT OF APPEAL OF SOUTH AFRICA

MEDIA SUMMARY OF JUDGMENT DELIVERED IN THE SUPREME COURT OF APPEAL

From: The Registrar, Supreme Court of Appeal

Date: 16 September 2021

Status: Immediate

The following summary is for the benefit of the media in the reporting of this case and does not form part of the judgments of the Supreme Court of Appeal

Padayachee v The State (679/2020) [2021] ZASCA 115 (16 September 2021)

Today the Supreme Court of Appeal (SCA) upheld the appeal against an order of the KwaZulu-Natal Division of the High Court, Pietermaritzburg (Vahed J and Bedderson AJ sitting as court of appeal).

This case concerned the leave to appeal against both convictions and sentences refused by the regional court and the high court. The appellant was sentenced to an effective term of 24 years' imprisonment, which none of the individual sentences was ordered to run concurrently.

The question on appeal was whether there were reasonable prospects of success on appeal against the convictions and sentences.

The SCA held that there is a reasonable prospect that another court might consider this to be a misdirection on the part of the trial court and there are reasonable prospects of success on appeal.

As a result, the SCA upheld the appeal in respect of the convictions and resultant sentences.

-----oOo-----