

IN THE HIGH COURT OF SOUTH AFRICA, BISHO

PETITION 1/2000

In the matter between:

**BONGANI LEON MANELI
SIPHIWO DALI
DUMISANI MBEBE**

**FIRST APPLICANT
SECOND APPLICANT
THIRD APPLICANT**

and

THE MAGISTRATE, WHITLLESEA

RESPONDENT

J U D G M E N T

WHITE J et EBRAHIM J: The First, Second and Third Applicants were convicted by the Magistrate, Whittlesea, of the crime of being in possession of property reasonably suspected to have been stolen in contravention of section 36 of Act 62 of 1955, and sentenced to six months imprisonment, R500,00 or three months imprisonment, and six months imprisonment, respectively.

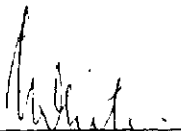
The Magistrate refused an application for leave to appeal against the convictions and sentences, and they have now petitioned this Court for leave to do so.

We are of opinion that their petition should be granted and we therefore make the following order:

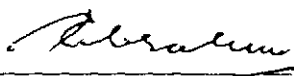
- (1) The petition for leave to appeal by the First, Second and Third Applicants is granted.

- (2) Bail is fixed in the sum of R500,00 in respect of each of the Applicants pending the outcome of the appeal.

DATED at BISHO this 20th APRIL 2000.



JUDGE C S WHITE



JUDGE Y EBRAHIM