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COMMONWEALTH OF THE BAHAMAS
IN THE COURT OF APPEAL
MCCrApp & CAIS No. 28 of 2012

Omar Chisholm

Appellant

vs

The Commissioner of Police

Respondent

(Substantive Appeal)

Before: The Hon Mrs Justice Allen, President
The Hon Mr Justice John, JA
The Hon Mr Justice Conteh, JA

Mr Murrio Ducille, with Mr Nathan Smith and
Mr Ron Pinder, Counsel for Appellant
Mr Neil Brathwaite, with Ms Darnell Dorsette,
Counsel for Respondent

7 June 2012

1 The oral judgment of the court was delivered by

2 Allen, P:

3 Having heard the submissions of counsel on the
4 appeal against conviction, we find no merit in any of
5 the grounds which have been commended to us. We are
6 satisfied that the decision by the magistrate to
7 convict the appellant was reasonable on the evidence
8 before her and we would not interfere with her
9 decision. The conviction of the appellant is therefore
10 affirmed.

11 However, we allow the appeal against sentence
12 and vary the same to two years to run from the date of
13 the conviction. We feel that that would be the
14 appropriate sentence in all of the circumstances of
15 this case.

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17 Dated this 7th day of June, 2012

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ALLEN, P

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