

CASE NO.: CA 55/2010

“Not Reportable”

IN THE HIGH COURT OF NAMIBIA

In the matter between:

**IVAN GANAS
APPELLANT**

vs

THE STATE

Respondent

CORAM:

PARKER, J et UNENGU, AJ

Heard on: 2010 February 11

Delivered on: 2010 February 11

APPEAL JUDGMENT

PARKER, J [1] In this case a Notice of Appeal was filed within the time limit, but there are no grounds of appeal, properly so called.

[2] THAT BEING THE CASE UPON THE AUTHORITY OF *S v GEY VAN PITTIUS AND ANOTHER* 1990 NR 35 THERE IS NO VALID APPEAL PROPERLY BEFORE THE COURT. AND WE ACCEPT THE AUTHORITY AS GOOD LAW.

[3] That being the case the appeal is dismissed.

PARKER, J

I agree

UNENGU, AJ

COUNSEL ON BEHALF OF THE APPELLANT: In Person **COUNSEL ON**

BEHALF OF THE RESPONDENT: Mrs Husselmann

Instructed by: The Office of the Prosecutor-General