

159

IN THE FIJI COURT OF APPEAL

CIVIL JURISDICTION

CIVIL APPEAL NO. 50 OF 1992

(High Court Civil Action No. 1024 of 1983)

BETWEEN:

KERRY FRANCIS THOMAS

APPELLANT

-and-

TURTLE AIRWAYS LIMITED

RAVINDRA SINGH MINHAS

RESPONDENTS

Mr. V. Maharaj

for the Appellants

Mr. J. Singh

for the Respondents

Date of Hearing

: 11th May, 1993

Date of Delivery of Judgment

: 20th August, 1993.

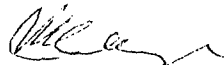
JUDGMENT

This appeal was argued as a combined appeal with Civil Appeal No. 49 of 1992. The reasons for judgment were delivered in that matter and the outcome of both will be the same.

The appeal is therefore allowed and the matter remitted to the High Court to enable it to deal with the plaintiff's summons for directions.



.....
Mr Justice Michael M Helsham
President, Fiji Court of Appeal



.....
Sir Mari Kapi
Justice of Appeal



.....
Sir Edward Williams
Justice of Appeal