



**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, JOHANNESBURG**

CASE NO: A75/2022

(1) REPORTABLE: NO

(2) OF INTEREST TO OTHER JUDGES: NO

(3) REVISED: YES


Date: 19 May 2023

In the matter between:

PILIMINTA: MARTIN

APPELLANT

and

THE STATE

RESPONDENT

Neutral Citation: *PILIMINTA MARTIN V THE STATE* (Case no: A75/2022) [2023]
ZAGPJHC 514 (19 May 2023)

JUDGMENT

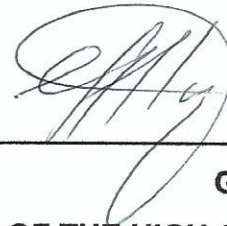
ALLY AJ

- [1] This is an appeal against the conviction of the Appellant in the Regional Court for murder as read with Section 51 (2) of Act 105 of 1997.

verdict. It follows further that the appeal against sentence must also be upheld.

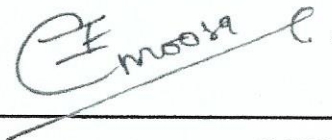
[43] Accordingly, the following Order is made:

- a). The appeal against both the conviction and sentence is upheld;
- b). The conviction and sentence is set aside.
- c). Resultantly, the Appellant is to be forthwith released from custody.



G ALLY
ACTING JUDGE OF THE HIGH COURT
GAUTENG DIVISION OF THE HIGH COURT
JOHANNESBURG

I concur



C I MOOSA
JUDGE OF THE HIGH COURT
GAUTENG DIVISION OF THE HIGH COURT
JOHANNESBURG

Delivered: This judgement was prepared and authored by the Judge whose name is reflected and is handed down in Court and circulated electronically by uploading it to the electronic file of this matter on CaseLines. The date for hand-down is deemed to be ¹⁹~~17~~ **May 2023.** 

Date of hearing: 30 January 2023

Date of judgment: ¹⁹~~17~~ **May 2023** 