

EASTERN CARIBBEAN SUPREME COURT
COURT OF APPEAL SITTING

CHAMBER HEARING
Tuesday 16th December 2025

MATTERS DEALT WITH ON PAPER

Case Name:

James Browne

v

The Commissioner of Police

**[MNIMCRAP2025/0002]
(Montserrat)**

Date:

Tuesday 16th December 2025

Before:

The Hon. Mde. Esco L. Henry, Justice of Appeal

On paper:

Applicant:

Mr. Jean Kelsick

Respondent:

No appearance

Issues:

Application to withdraw the notice of appeal

**Result /
Order:**

IT IS HEREBY ORDERED THAT:

- 1. The application filed on 23rd September 2025 to withdraw the notice of appeal filed on 21st March 2025 is granted.**
- 2. No order is made as to costs.**

Reason:

The Court noted the orders of this Court dated 21st October 2025 and 18th November 2025 where the legal practitioner for the applicant was ordered to serve copies of the notice of withdrawal on the respondent. The Court further noted that the applicant had complied with the order evidenced by affidavit of service filed on 4th December 2025 and granted the application to withdraw the appeal.

Case Name:

Bertram Simmons

v

The Commissioner of Police

**[SVGMCRAP2022/0002]
(Saint Vincent and the Grenadines)**

And

Dwayne Richards

v

The Commissioner of Police

**[SVGMCRAP2022/0003]
(Saint Vincent and the Grenadines)**

Date:

Tuesday 16th December 2025

Before:

The Hon. Mde. Esco L. Henry, Justice of Appeal

On paper:

Applicant:

Mrs. Maria Jackson-Richards

Respondents:

No appearance

Issues:

Application to consolidate appeal

**Result /
Order:**

IT IS HEREBY ORDERED THAT:

- 1. The application shall serve the application and supporting documents on the appellants within 14 days of the date of this order.**
- 2. The application filed on 5th September 2025 for the consolidation of magisterial criminal appeals SVGMCRAP2022/0002 and SVGMCRAP2022/0003 is adjourned for hearing of the next chamber sitting scheduled for 20th January 2026.**

Reason:

The Court noted that the applicant had failed to produce an affidavit of service of the application on the appellants and therefore adjourned the hearing of the application one final time to the next chamber hearing to facilitate service on the respondents.