

Mama Khabane Boshwane Peete and Others - - - *Petitioners*

v.

The King - - - - - *Respondent*

FROM

THE HIGH COURT OF BASUTOLAND

JUDGMENT OF THE LORDS OF THE JUDICIAL COMMITTEE
OF THE PRIVY COUNCIL UPON PETITION FOR SPECIAL
LEAVE TO APPEAL DELIVERED THE 30TH MAY, 1949

Present at the Hearing:

LORD OAKSEY
LORD REID
SIR JOHN BEAUMONT

[*Delivered by* LORD OAKSEY]

In this case the learned Chief Justice gave judgment before the report of their Lordships' Board in the case of *Tumahole Bereng and Others v. The King*. His Lordship stated that one accomplice can corroborate another. That view of the law has now been overruled by their Lordships' Board. But it appears that the learned Chief Justice really decided the case quite independently of this view of the law, that he relied upon the corroboration of independent evidence of witnesses who implicated a number of the accused, and was fully aware of the danger of accepting the uncorroborated evidence of accomplices. It is conceded that there was independent evidence proving that the murder had actually been committed.

In their Lordships' opinion there was no miscarriage of justice in this case. Accordingly, they will humbly advise His Majesty that the Petition for special leave to appeal ought to be dismissed.

In the Privy Council

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AND OTHERS

v.

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DELIVERED BY LORD OAKSEY

Printed by His Majesty's Stationery Office Press,
DRURY LANE, W.C.2.
1949