

**NOTE: PUBLICATION OF NAME(S) OR IDENTIFYING PARTICULARS
OF COMPLAINANT(S) PROHIBITED BY S 139 OF THE CRIMINAL
JUSTICE ACT 1985.**

IN THE SUPREME COURT OF NEW ZEALAND

**SC 42/2014
[2014] NZSC 91**

BETWEEN ABRAHAM EPARAMA KOHAI
Applicant
AND THE QUEEN
Respondent

Court: McGrath, William Young and Glazebrook JJ
Counsel: S K Green for the Applicant
P D Marshall for the Respondent
Judgment: 16 July 2014

JUDGMENT OF THE COURT

- A Leave to appeal is granted (*Kohai v R* [2014] NZCA 83).**
- B The approved question is whether the Court of Appeal was correct to dismiss the conviction appeal.**
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[1] As this appeal raises similar issues to those in *DH (SC 9/2014) v The Queen*,¹ it would be sensible for it to be set down for hearing at the same time as, or in close proximity to, *DH (SC 9/2014) v The Queen*, which has a current hearing date of 16 October 2014.

[2] A copy of this judgment is to be sent to the parties in *DH (SC 9/2014) v The Queen*.

Solicitors:
Crown Law Office, Wellington for Respondent

¹ *DH (SC 9/2014) v The Queen* [2014] NZSC 50.