

THE SUPREME COURT OF THE MALAYAN UNION

REGISTRAR'S CIRCULAR NO. 19/1946

To: All District Judges.

APPLICATION FOR ADJOURNMENT BY PROSECUTION\*

A complaint has been made to the Chief Justice in which a motor firm in Pahang were prosecuted for an offence contrary to the Motor Vehicles Commercial Use Regulations.

2. The summons was served on the 9th August, 1946, and the case fixed for hearing on the 26th August, 1946. On that day Counsel from Seremban appeared for the defendants. When the case came on the Prosecuting Officer (a Police Officer) opened the case and tendered in evidence certain documents without any evidence being produced to prove them. The Prosecuting Officer then applied for an adjournment in order to obtain the attendance in Court of the necessary witnesses. At all times the Defendants were ready to proceed.

3. His Lordship wishes it to be known that the contents of Circular RSC.111/46<sup>(1)</sup> of the 17th June 1946 apply equally to prosecutors as well as counsel for defence and where the prosecution is unable to proceed they should give adequate notice to the Court and also to the defence. Normally in simple cases the prosecution should not need any adjournment.

Sd:  
REGISTRAR

The Registry,  
Supreme Court,  
Malayan Union,  
Kuala Lumpur. 9th September, 1946.

(RSC.111/1946)

(1) R.C. 111/46