

4. 14 of 1931 U

Edwards

v

The King

Judgment

Delivered 27 May 1931

Victoria

✓

Judgment - Edwards V The King

My brother Starke and I are of the opinion that there was no wrong decision of any question of law or any miscarriage of justice within Section 6 of the Criminal Appeals Act, 1924 for which the conviction should be set aside. My brothers Dixon and Kvatt are of the opinion that upon the two items of corroboration upon which the Chief Justice relied the evidence was insufficient to submit to the jury and that, because of this, ^{and} the failure of the Chief Justice to direct the jury as to the purpose for which the evidence of the events at Victor Harbor might be relied upon, the conviction should not stand. In this division of opinion the decision of the Supreme Court must be upheld and the appeal dismissed.