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Civil Appeal No.88 of 1979

IN THE COURT OF APPEAL

(On Appeal from High Court Action No.314 of 1979)

ATTORNEY GENERAL

and

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BETWEEN

N. J. Barnett Acting Registrar 27 SEP 1920

MOON YIK COMPANY LIMITED

MOON YIK COMPANY LIMITED Respondents XIPHO DEVELOPMENT COMPANY LIMITED (Plaintiffs)

Appellant

(Defendant)

BEFORE THE HONOURABLE MR. JUSTICE HUGGINS, THE HONOURABLE MR. JUSTICE MCMULLIN and THE HONOURABLE MR. JUSTICE O'CONNOR

ORDER

UPON READING the notice of motion dated the 9th day of September, 1980 on behalf of the Plaintiffs that they may be granted final leave to appeal herein from the judgment of the Court of Appeal given on the 14th day of March, 1980

AND UPON READING the affidavit of Brian Shane McElney sworn on the 3rd day of September, 1980 and the exhibit therein referred to

AND UPON HEARING Counsel on behalf of the Plaintiffs and Counsel on behalf of the Defendant

IT IS ORDERED that the Plaintiffs do have final leave to appeal to Her Majesty in Council from the said judgment of the Court of Appeal of the 14th day of March, 1980.

Dated the 19th day of September, 1980.

N, J. Barnett Ag. Registrar.