

COMMONWEALTH OF THE BAHAMAS

In The Supreme Court

Criminal Division

No. CRI/BAIL/2023

BETWEEN

LAVARDO DEAN

AND

THE DIRECTOR OF PUBLIC PROSECUTIONS

Before: Her Ladyship, The Honourable
Madam Justice Jeanine Weech-Gomez

Appearances: Mr. James Thompson and Ms. Marianne Cadet for the Applicant
Ms. Shaneka Carey and T Fernander for the Respondent.

RULING- BAIL

Weech-Gomez J

1. The Applicant in this matter, Lavardo Dean has been charged with Armed Robbery and Receiving contrary to sections 339(2) and 358, respectively of the Penal Code relative to the events said to have occurred on the 12th September, 2022. Following my ruling relative to this Applicant's Bail on the 23rd May, 2023 (the "said ruling") where the facts, submissions, law and discussion were ventilated in detail, I draw the party's attention to the Conclusion of the said ruling where I indicated at point 11, the following,

"Understanding this, the Court having taken into account the additional evidence provided by the Applicant and the concerns stemming from same, there is still concern however that this Applicant has previous convictions though not of a similar nature, pending charges of a serious nature and an impending trial for June of this year, some weeks from now. For this reason the Court will not grant Bail at this time to ensure the Applicant's attendance at the June 2023 trial, but if same does not go forward within the month of June, this Court will exercise its right to grant Bail to the Applicant at that time. Bail at this juncture is therefore denied".

2. The parties having indicated that the trial did not take place in June and the next hearing date for the matter being a pre-trial review set to be heard in December of this year. Understanding this, the Court will exercise its right to grant bail to the Applicant at this time under the following conditions:
 - a. Bail in the sum of \$20,000.00 with one or two Suretors;
 - b. Report to Fox Hill Police Station on Monday, Thursday and Saturday before 6 pm. until the trial is completed;
 - c. Be outfitted with an Electronic Monitoring Device and abide the rules and regulations concerning same;
 - d. There is to be no obstruction of justice by interfering with any witnesses or parties in relation to this matter either by himself or through any other person;
 - e. The Applicant must appear to Court on all adjourned dates and on all occasions.

Any breach of any of these conditions on credible information may result in bail being revoked.

Dated this 11th July, 2023

The Hon. Madam Justice Jeanine Weech – Gomez.