

GUILDFORD CROWN COURT

INDICTMENT TO BE LODGED BY 10TH MARCH 2009

PLEA AND CASE MANAGEMENT HEARING - 20TH MARCH 2009

T H E Q U E E N

v

SEEMA MISRA

INSTRUCTIONS TO COUNSEL TO SETTLE INDICTMENT
AND ADVISE ON EVIDENCE AND BRIEF FOR THE PROSECUTION

COUNSEL will receive herewith:-

- 1 Draft Indictment.
- 2 Copy List of Witnesses and copy Witness Statements.
- 3 Copy List of Exhibits and copy Exhibits.
- 4 Copy Form 14A
- 5 Copy Summary of Facts.
- 6 Copy Report of Investigation Officer.
- 7 Copy Schedule of Charges.
- 8 Copy Antecedents.
- 9 Copy Letter to Defence (concerning disclosure).
- 10 Copy of Disclosure documents CS006C, D and E and witness availability schedule.

O B S E R V A T I O N S

The Defendant is 32 years of age (Date of Birth GRO) and was a Subpostmistress at West Byfleet Post Office for a period of 2 years and 7 months prior to her suspension from duty on the 14th January 2008. The charges concern theft of £74,609.84 and 4 other offences of false accounting contrary to Section 17(1) of the Theft Act 1968.

A description of the case against the Defendant is set out in the Summary of Facts to which Counsel is referred. Further details of the enquiry are contained in the Investigation Officer's report.

The Defendant was summoned for the offences set out on the Schedule of Charges and appeared at Woking Magistrates Court on the 19th December 2008.

The Defendant gave no indication of plea. The Magistrates declined jurisdiction and the case was adjourned for committal proceedings to take place on the 13th February 2009. The Defendant was granted unconditional bail.

On the 13th February 2009 the Defendant was committed for trial under Section 6(2) of the Magistrates Courts Act 1980, to a Plea and Case Management Hearing at Guildford Crown Court on the 20th March 2009.

No request was made for the attendance of witnesses. The Defendant was granted bail unconditionally.

A Guilty plea is anticipated.

Your Instructing Solicitor has drafted an Indictment based on the schedule of charges.

Counsel is requested to settle the Indictment which is due to be lodged by the 10th March 2009.

Counsel is requested to advise on evidence, and, in particular, whether he considers any additional evidence is required.

Will Counsel please appear on behalf of the Prosecution at the Plea and Case Management Hearing of this matter on the 20th March 2009 at Guildford Crown Court and at all future hearings. Counsel will be instructed at the hearings by a member of this Office.

In the event of a conviction Counsel is requested to seek an order for compensation in a sum to be notified in due course. Counsel is also asked to seek an order for the Defendant to pay a contribution towards the costs of the Prosecution in a sum to be notified to Counsel at Court. [These costs should include costs of investigation which have been notified to the Defence in accordance with the Court of Appeal decision in Regina v Associated Octel Ltd [1997] 1 CR.APP.R.(S) 435]. In the event that a Confiscation Order is sought the Judge dealing should be specifically asked by Counsel to include as part of the Confiscation Order compensation payable to Royal Mail Group Limited. If compensation is not included as part of the Order any recovery will be paid into Central Funds and will not satisfy the debt owed to Royal Mail.

The Officer in the case has been asked to arrange for Antecedents to be produced, and to supply dates to avoid for the relevant witnesses.

The prosecution prefers to be represented at all Crown Court hearings so Counsel is requested not to agree to the excusal of prosecution attendance if this arises, unless criticism or embarrassment might arise from such a course.

If Counsel requires any further information or would wish to have a conference in this case could he please contact his Instructing Solicitor.

Mr J Singh (Senior Laywer)

GRO

Mr P Taylor (Legal Executive)

GRO

DATED this day of February 2009

GUILDFORD CROWN COURT

Indictment due to be lodged by 10/3/09
Plea and Case Management Hearing 20/3/09

T H E Q U E E N

v

SEEMA MISRA

INSTRUCTIONS TO COUNSEL TO SETTLE
INDICTMENT AND ADVISE ON EVIDENCE
AND BRIEF FOR THE PROSECUTION

Mr Warwick Tatford

GRO

General Counsel to

Royal Mail Group Limited
Legal Services



GUILDFORD CROWN COURT

T H E Q U E E N

v

SEEMA MISRA

DRAFT INDICTMENT

General Counsel to

Royal Mail Group Limited



GUILDFORD CROWN COURT

T H E Q U E E N

v

SEEMA MISRA

COPY LIST OF WITNESSES AND
COPY WITNESS STATEMENTS

General Counsel to

Royal Mail Group Limited



GUILDFORD CROWN COURT

T H E Q U E E N

v

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COPY LIST OF EXHIBITS
AND COPY EXHIBITS

General Counsel to
Royal Mail Group Limited

Legal Services

GRO

GUILDFORD CROWN COURT

T H E Q U E E N

v

SEEMA MISRA

COPY FORM 14A

General Counsel to
Royal Mail Group Limited

Legal Services

GRO

GUILDFORD CROWN COURT

T H E Q U E E N

v

SEEMA MISRA

COPY SUMMARY OF FACTS

General Counsel to
Royal Mail Group Limited

Legal Services

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GUILDFORD CROWN COURT

T H E Q U E E N

v

SEEMA MISRA

COPY REPORT OF INVESTIGATION
OFFICER

General Counsel to
Royal Mail Group Limited
Legal Services
GRO

GRO

GUILDFORD CROWN COURT

T H E Q U E E N

v

SEEMA MISRA

COPY SCHEDULE OF CHARGES

General Counsel to
Royal Mail Group Limited
Legal Services

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GUILDFORD CROWN COURT

T H E Q U E E N

v

SEEMA MISRA

COPY ANTECEDENTS

General Counsel to
Royal Mail Group Limited
Legal Services

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GUILDFORD CROWN COURT

T H E Q U E E N

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SEEMA MISRA

COPY LETTER TO DEFENCE
(CONCERNING DISCLOSURE)

General Counsel to
Royal Mail Group Limited
Legal Services

GRO

GUILDFORD CROWN COURT

T H E Q U E E N

v

SEEMA MISRA

COPY OF DISCLOSURE DOCUMENTS
CS006C, D AND E AND WITNESS AND
WITNESS AVAILABILITY SCHEDULE

General Counsel to
Royal Mail Group Limited
Legal Services

GRO

