

IN THE GUILDFORD CROWN COURT

ROYAL MAIL GROUP LIMITED

-v-

SEEMA MISRA

ATTENDANCE NOTE

Date: 23rd April 2012 at 10.15am

Coram: HHJ Stewart

Hearing: Application to vary confiscation order

Offence: Theft

Result:

- (i) Defence application to vary confiscation order. No prosecution opposition.
- (ii) Ordered varied under s.23 POCA: inadequacy of available amount
- (iii) New available amount £0. Order made in nominal sum of £1

1. I represented the Royal Mail at today's hearing. Mrs Misra represented herself. The defendant had provided evidence to the Prosecution and Court that once her house had been sold (the value of which had made up the realisable amount of the confiscation order) there had not even been enough money to pay off the mortgage. She confirmed this is court, and confirmed that she had no other assets. I informed the court that the Prosecution accepted this. The Judge varied the order under s.23 POCA (inadequacy of available amount), stated that the available amount was £0, and made a confiscation order in the nominal sum of £1. He stated that it was pointless to set a time to pay, and time to be served in default.
2. Outside of court Mrs Misra asked me how I could pay. I attempted to call those instructing me, but could not get through. I advised her to contact those instructing me (she already had the details) to confirm the payment options.

3. If I may be of any further assistance, please do not hesitate to contact me in chambers or on my mobile telephone number **GRO**

Travel:	1 hour 30 minutes
Waiting:	45 minutes
Advocacy:	15 minutes
Attendance:	30 minutes
Preparation:	30 minutes
Expenses:	£12.00 travel

Sebastian Sayer

Chambers of Mukul Chawla QC

GRO

23rd April 2012