

MARSAH SIRLEAF, Petitioner/Appellant, v. **HIS HONOUR E. S. KOROMA**,
Assigned Circuit Judge, Ninth Judicial Circuit, and **FOMBA BILITY**,
Respondents/Appellees.

JUDGMENT WITHOUT OPINION

Decided: February 4, 1983.

At the call of this case for hearing, Counsellor J. D. Gordon appeared for the petitioner/appellant and Counsellor G. Bona Sagbeh appeared for the respondents/appellees. It was discovered from the files that petitioner/appellant had filed a formal notice of withdrawal of his petition for a writ of prohibition since October 11, 1978, at 11:30 in the morning. Counsel for petitioner/appellant having confirmed that the notice of withdrawal had been filed by the petitioner/appellant, and the Court having considered the said notice of withdrawal as filed, it is hereby adjudged that the appeal as filed be, and the same is hereby stricken from the docket of this Court with costs against the petitioner/appellant.

The Clerk of this Court is hereby ordered to send a mandate to the trial court, commanding it to resume jurisdiction over the instant case and enforce its judgment. And it is hereby so ordered.

NOTE: Mr. Justice Yangbe, being counsel for one of the parties in the court below prior to his elevation to the Bench, did not take part in the hearing and determination of this case; hence, did not sign this judgment.

Mr. Justice Morris, having given advice to one of the parties prior to his elevation to the Bench, recused himself from the hearing of this case; hence, did not sign this judgment.

Mr. Justice Koroma, being ill at the call of this case, did not take part in the hearing and determination of this case; hence, did not sign this judgment.