

MANDAN, an infant child of the late SALMAN HANDAN, by and through his guardians, RAEL HANDAN and MRS. HANDAN, Appellants, v. JAMES MINOR, Appellee.

JUDGMENT WITHOUT OPINION.

Decided June 18, 1976.*

When this case was called, Counsellor *Daniel Draper* appeared for the appellee, and Counsellor *J. Dossen Richards* appeared for the appellants and filed the following submission: "The appellants respectfully submit that this case should be remanded for a new trial so that a legal and enforceable judgment might be rendered; because the decision made by the judge does not amount to a judgment in contemplation of the law; it is not definitive and enforceable nor does it determine the rights of the parties in an ejection case."

He, therefore, asked for remand of the case to the trial court, in which submission appellee's counsel concurred. It is therefore adjudged that the judgment of the trial court should be and the same is hereby reversed and the case is remanded to the court below for a new trial. Costs to abide final determination. And it is so ordered.

* Mr. Justice Wardsworth did not participate in the decision.