

SUPREME COURT OF SEYCHELLES

Reportable
MA 252/2025
(Arising in CC
76/2025)

ZIL PASYON RESIDENCES LIMITED
(represented by Ms. Samantha Aglae)

Applicant

and

THIERRY DEFORREY
(represented by Mr. Olivier Chang-Leng)

Respondent

Neutral Citation: *Deformey v Zil Pasyon Residences Limited* (MA 174/2025 arising in CC 76/2025) 4th December 2025

Before: N. Burian, Judge

Delivered: 4th December 2025

SUMMARY

In the circumstances, before going into the merits of the application proper, this Court makes the following orders:

- (i) The Anti-Corruption Commission of Seychelles is hereby joined as a Respondent to this Notice of Motion for the limited purpose of responding to and complying with any order relating to the release, disclosure or inspection of the documents in its possession.
- (ii) The Applicant shall file the amended notice of motion including the 2nd Respondent as party following which the Court shall serve a copy on the ACCS.

ORDER

N. BURIAN, JUDGE

- [1] The Applicant, Zil Pasyon Residence Ltd has filed a notice of motion supported by an affidavit seeking an order directing the Anti-Corruption Commission ('ACCS') to release

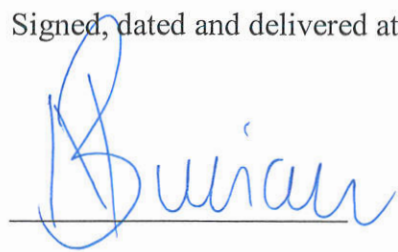
the files, documents, and devices seized from the law chamber of Laura Valabhji, as well as from her home office and residence at Morne Blanc. The reasons for the request are set out in the accompanying affidavit and supporting exhibits. Counsel for the Respondent does not object to the granting of the said order and although the ACCS is not a party to the principal suit, the relief sought in this Notice of Motion is directed against the Commission, in that the Applicant seeks an order compelling the Commission to release or permit access to documents in its possession.

- [2] Pursuant to section 112 of the Seychelles Code of Civil Procedure, the court may at any stage of the proceedings, either upon or without the application of either party, and on such terms as may appear to the court to be just, order that the names of any parties, who ought to have been joined, or whose presence before the court may be necessary in order to enable the court effectually and completely to adjudicate upon and settle all the questions involved in the cause or matter, be added. It is this Court's view that it cannot properly make coercive orders affecting the rights and obligations of the ACCS without giving them an opportunity to be heard.
- [3] The Commission has a direct and substantial interest in the subject matter of this application, namely the continued retention, disclosure or inspection of seized documents. Procedural fairness requires that the Commission be joined as a Respondent for the limited purpose of the motion. Accordingly, the Commission shall be added as the second Respondent and shall be served with the Notice of Motion and supporting papers.

ORDER:

- [4] In the circumstances, before going into the merits of the application proper, this Court makes the following orders:
- (iii) The Anti-Corruption Commission of Seychelles is hereby joined as a Respondent to this Notice of Motion for the limited purpose of responding to and complying with any order relating to the release, disclosure or inspection of the documents in its possession.
- (iv) The Applicant shall file the amended notice of motion including the 2nd Respondent as party following which the Court shall serve a copy on the ACCS.

Signed, dated and delivered at Ile du Port on 4th December 2025



N. Burian

Judge of the Supreme Court

