



***SNS SUMMON OF ALLIED HEALTH SCIENCE
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PAPER 2: MEDICINE AND MEDICAL ETHICS

TOPIC: SUMMON



- *Subpoena (sub = under ; poena = penalty)is a document compelling the attendance of a witness in a court of law under penalty on a particular day ,time and place for the purpose of giving evidence.*
- *It may also require him to bring with him any books,documents or other things under his control that he is bound by law to produce in evidence*
- *It is issued by the court in writting,in duplicate signed by the presiding officer of the court and bears the seal of the court*
- *It is served on the witness by a police officer by an officer of the court or other public servant by delivering*



to him one of the copies of summons

- The person summonsed is in the active service of the government, the court issuing the summons shall usually send it in duplicate to the head of the office in which such person is employed*
- Such head shall cause the summons to be served on such person and shall return it to the court under his signature with the endorsement required by that section 66*
- A summon must be obeyed and the witness should produce documents if asked for*



- *The witness will be excused from attending the court if he has a valid and urgent reason*
- *If the witness fails to attend the court:*
- *In civil cases he will be liable to pay damages*
- *In criminal cases where the witness fails to appear, the court may issue notice s.350 and after hearing the witness fails to appear the court may issue notice under s.350 and after hearing the witness, if it finds that the witness neglected to attend the court without any justification, may sentence him to fine, or the court may issue bailable or non-bailable warrants to secure the presence of the witness.*



- *Criminal courts have priority over civil courts.*
- *If witness is summonsed by 2 courts on the same day, one of which is criminal and other civil, he should attend criminal court and inform the civil court of his inability to attend, giving his reasons.*
- *Higher courts have priority over the lower summonsed to two courts on the same day, both civil or criminal he must first attend the higher court*
- *If he is summonsed from 2 courts of same status, he must attend the court from which he received the summons first, informing the other court about it*



- *He can attend the second court after finishing his evidence in the first court.*





THANK YOU