

IN THE HIGH COURT OF SWAZILAND

Susan Yemisi Akintola                                  Plaintiff

vs

Abiola Akintola                                              Defendant

Civ. Trial No. 2459/1997

Coram                                                                                  S.W. Sapire, A C J

For Plaintiff                                                                                  Mr. Mahlalela

For Defendant                                                                                  Mrs. Matse

Judgment

(12/9/97)

The Applicant in this application seeks an order against the respondent requiring the respondent who is the student's father to sign a form required by the University to enable the student to obtain special reduction of his fees. The respondent is on the faculty of the University and as such is entitled to have his children enrolled at the University for a largely reduced fee. It may even be nothing at all. The respondent has refused to sign this form.

His attitude is that his home country is Nigeria that the student is Nigerian and that to pursue a course at the local University here would have been of no use to him at all when the family returns to Nigeria in the future. It is not for this court to question his judgment. It is not a case where he has refused to educate his son and the University which the son has to receive his education is a matter on which he as the guardian is entitled to decide. It may be that he is unwise in insisting that his view prevail but this he is entitled to do. There is no basis in law where this Court should order him to sign any particular document and for these reasons the application is refused with costs.

S. W SAPIRE,

ACTING CHIEF JUSTICE