

**NOVA SCOTIA COURT OF APPEAL**

**Citation:** *R. v. Rahman*, 2014 NSCA 67

**Date:** 20140623

**Docket:** CAC 406301

**Registry:** Halifax

**Between:**

Ashiqur Rahman

Appellant

v.

Her Majesty the Queen

Respondent

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**Judge:**

The Honourable Justice David P.S. Farrar

**Appeal Heard:**

By written submissions dated as follows:

Appellant's Factum – April 11, 2014

Respondent's Factum – May 30, 2014

Appellant's Reply – June 5, 2014

**Subject:**

**Criminal Law. Aggravated Assault and Manslaughter. Criminal Code of Canada, R.S.C. 1985, c. C-46, s. 686(1)(a). Unreasonable Verdict. Misapprehension of the Evidence.**

**Summary:**

The appellant was convicted of aggravated assault and manslaughter relating to the injuries and ultimate death of his daughter. He appealed, arguing that the verdicts were unreasonable or resulted from a misapprehension of the evidence because the trial judge:

- (i) misapprehended the evidence by finding he caused injuries to and the death of his daughter when the evidence did not support those findings;
- (ii) relied on the testimony of his former partner and mother of the deceased child, who was an

untrustworthy witness, in finding him guilty; and  
(iii) failed to find the evidence raised a reasonable doubt.

**Issues:** Were the verdicts unreasonable or based on a  
misapprehension of the evidence?

**Result:** Appeal dismissed. The trial judge's findings that Mr. Rahman  
caused the injuries to and death of his daughter were detailed,  
sound and amply supported by the evidence.

*This information sheet does not form part of the court's judgment. Quotes must be from the judgment, not this cover sheet. The full court judgment consists of 21 pages.*