



## HIGH COURT OF KIRIBATI

*Criminal Case N° 54/2017*

### THE REPUBLIC

v

### EMILE IOKA and TAERA EBWATI

*Teanneki Nemta for the Republic  
Maere Kirata for Emile Ioka  
Banuera Berina for Taera Ebwati*

#### FILE NOTE

- [1] By information filed on 29 August 2017, the 2 accused were jointly charged with 1 count of rape, contrary to section 128 of the *Penal Code* (Cap.67).
- [2] That information does not comply with section 70 of the *Criminal Procedure Code* (Cap.17). Counsel for the Republic has this morning stated in Court that the Attorney-General does not intend to proceed with this prosecution.
- [3] There being no valid information, this matter is struck out and the accused are discharged.
- [4] This file is to be closed.

Dated 7 June 2019.

  
**Lambourne J**  
Judge of the High Court

The seal of the High Court of Kiribati, featuring the coat of arms and the text 'HIGH COURT OF KIRIBATI' and 'TE KAO AD TE'.