

(Civil Jurisdiction)

BETWEEN: KAMUEL QUEALAV

(COMPLAINANT)

AND: TOM MOSES

(DEFENDANT)

**MATTER: PAYMENT OF STORE DEBT VT7, 730 PLUS 20% INTERESTS PER YEAR
VT 1,546 X 3 YEARS VT 4,638 PLUS COSTS**

Coram: Justice David Lug
Justice Badley George
Justice Phillip Morres Tabu

Clerk: Fredington Aru

JUDGMENT

This case concerns store debt. The claimant by way of a claim filed before this Court alleges that the defendant Tom Moses has owed goods from his shop and has failed to pay his debt. With the debt pending payment, the complainant seeks assistance from the Court to issue orders for the said defendant to pay off his debt. The debt amount claimed by the complainant against the defendant is for the period 19th February 2009 to 25th April 2012 and was calculated as follows:

Total amount: VT 7,730
X 20%

VT 1,546
X 3 Years

VT 4,638
VT 7,730

- VT 12,368

The matter for determination before this Court is, was it true the defendant owed the complainant and has failed to pay off his debt?. If the answer is yes then how much the defendant will be responsible for paying to the complainant. This is the issue for determination by this Court.



The defendant testified before the Court that the debt is his. He said he has an agreement with the complainant to settle his debt as soon as the project he worked for at Gaua bush paid him salary. Ever since, the project have not yet paid his salary so the debt remains unpaid.

The Court noted that the defendant admitted being liable to the claim filed by the complainant. And therefore issue the following orders.


Court Orders:

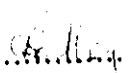
1. Defendant is ordered to pay to the complainant VT 9,730
2. Pay VT 1,000 costs
3. To be paid in full before 10th November 2012
4. Appeal within 30 days if you are not satisfied with these orders.

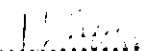


DATED AT GAUA THIS 10TH DAY OF OCTOBER 2012

BY THE COURT


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Justice David Lug


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Justice Badiy George


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Justice Phillip Morres Tabe

