

(Civil Jurisdiction)

Between: Stophwel Rose  
(Complainant)

And: Daina Carolyn  
(Defendant)

Matter: Payment of compensation in the sum of 10,000 vatu for unlawful entry into the yard and assaulting the complainant plus costs 1,000 vatu.

Coram: Justice Keith Hopkins  
Justice Phillip Morres Tabe  
Justice Reuben Selwyn

Clerk: Fredington Aru

Date of hearing: 05<sup>th</sup> June 2013

### JUDGMENT

Kot ibin sitaon long Lungarighi Village long Loh blong lukluk long case ia. Complainant long case Stophwel Rose hemi claim se defendant Daina Carolyn hemi bin enterem yard blong hem without permission mo ko assultem hem inside long kitchen blong hem.

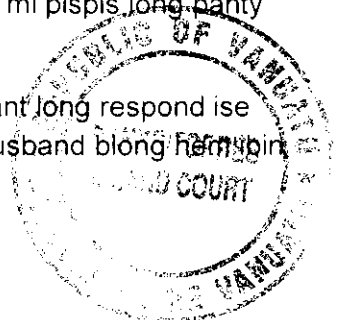
Hemi stap claim blong defendant ipem compensation long 10,000 vatu long hem from wanem we hemi bin mekem long hem.

Issue blong Kot I determinem hemi: Itru or no se Defendant hemi bin enterem yard blong complainant mo assaultem hem long kitchen blong hem. Sapose hemi tru, Kot bae hemi lukluk blong oda se hamas nao defendant bae ipem igo long complainant olsem compensation from wanem we hemi bin mekem long hem. Hemi nomo issue blong blong determination before long Kot long case ia.

Tugeta patis ibin served wetem Kot summons mo appear before long Kot taem ibin sitaon blong lukluk long matter ia.

Long Kot complainant hemi talem se defendant hemi bin kam long haos blong hem mo kilim hem wetem wan stick koko stick ia I broke. Hemi se bae hemi killim mi mi pispis long party blong mi.

Long kwesten blong Kot long defendant se itru yu killim hem? Defendant long respond ise yes, hemi bin killim complainant from wantaem taem William Collins husband blong hem bin



aot long Loh, complainant italem se nao we WC ibin aot bae Michael Rahourou we I palika blong hem bae ikam slip wetem hem.

**Findings blong Kot.**

Wetem olgeta toktok antap, Kot hemi faenemaot se:

1. Defendant hemi bin ko inside long area blong complainant mo beatim hem wetem stick.

Follem admission mo liability blong defendant long case we istap agensem hem. Kot istap mekem decision se:

**Application blong complainant hemi granted.**

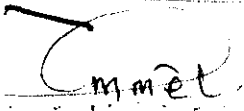
**Kot istap odarem defendant blong:**

1. Pem igo long complainant 2,500 vatu olsem fine blong hem.
2. Mekem payment inside long tu (2) manis. Tu (2) manis hemi end long 05<sup>th</sup> August 2013.
3. Askem ol chief blong witnessem ceremony blong fine we bae hemi mekem long complainant.
4. Go long prison blong tri (3) manis sapos hemi no obey long ol odas ia.
5. Any pati we ino agri long decision ia blong mekem apil within 30 days stat tedei 04<sup>th</sup> June 2013.

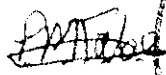


DATED AT LOH THIS 05<sup>TH</sup> JUNE 2013

BY THE COURT



Justice Keith Hopkins



Justice Phillip Morris Tabe



Justice Ruben Selwyn