

IN THE MALEKULA ISLAND COURT

OF THE REPUBLIC OF VANUATU

Debt Case 3 of 2014

BETWEEN: SITON MULONTURALA

VAO vilij, Northeast Malekula

Claimant

AND: JEANNOT TERONG

VAO vilij

Northeast Malekula

Defendant

CORAM: JUSTICE DOUGLAS FADAL

JUSTICE SHEMA TASVALLIE

JUSTICE JOHNSEN FRAZER

CLERK: COLLYNE TETE

DATE OF HEARING: 03 OCTOBER 2014

COURT VENUE: LAKATORO

JUDGMENT

CLAIMANT- Appears before the court

DEFENDANT – Appeared before the court

The clerk presents the civil case and summarises through the claimants' application made before the court by the claimant claiming against the defendant an amount of VT 12,400 from his Kava bar for the last two years which was never paid. He mentioned in court that he made every attempt to let the defendant know of the money he owed in terms of putting up a notice in front of his kava bar, sending Chiefs to talk to him but he never sorted it out.



The defendant responded that he had already paid for his debt in which his son made a first payment of VT 300 and the second time after receiving a note made by the clerk he approached a police officer whom informed him to be only the amount of VT900 which he pass it on to the claimant by a chief.

The claimant responded he did not accept the amount given to him because he already filed the debt case within the Island court for the matter to be dealt with by the court and mentioned he returned the money which was not Vt 900 but VT 10000.

Upon hearing the application the court hereby made the following:

FINDINGS

The defendant did not agree with the claim made against him


COURT ORDER

1. The matter is adjourned to next date of hearing for the parties to provide witness before the court.
2. If both parties are not happy with the Island court decision has within 30 days the right to appeal to the Magistrate Court which in accordance to the Island Courts ACT CAP 167 section 22.

DATED THE 03 OCTOBER 2014



Justice Douglas Fadal



Justice Shema Tasvallie



Justice Johnsen Frazer

