

IN THE MALEKULA ISLAND COURT

OF THE REPUBLIC OF VANUATU

Civil Case 16 of 2014

BETWEEN: JOSEPH DENNY

Tautu vilij, Central Malekula

Claimant

AND: SUL SERAKE

Tautu vilij

Central 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 50,000 to be made from his damaged door caused by the defendant after he was charged by the Magistrates court dated 16 day of July 2014 to damage to property.



The defendant responded and agreed upon the claim made against him and mentioned that the reason why he damaged the door was because the claimant destroyed his garden that made him mad and so he destroyed his door, but he did not agree with the amount of VT 50,000 due to the door he damaged was not an expensive door but a very cheap one made of old Masointe and agreed upon repairing it.

Upon hearing the application the court hereby made the following:

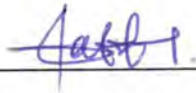
FINDINGS

The court finds that he admitted to the Magistrates Court of the damage he made and also that the claimant did not spend a money to pay for the materials needed for the door.

COURT ORDER

1. The defendant to repair the claimants' door exactly the same as the damaged one and to pay an amount of VT3, 000 to the claimant. The door and the Vt 3,000 to be done by end of this month October 2014.
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

