

IN THE MALEKULA ISLAND COURT
OF THE REPUBLIC OF VANUATU

Debt case 07 of 2014

BETWEEN: EDDIE JOHN of Aulua Vilij, South East Malekula

AND: PETER SAM of Aulua Vilij, South East Malekula

Coram: Justice Douglas Fadal
Justice Kalman Hapsai
Justice John Wesly Tawi

Clerk: Collyne Maki

Court Venue: Lakatoro, Court House

Date of Judgment: 22 September 2015

DEFAULT JUDGMENT

Claimant- Present

Defendants – Absent

The application before the court from the claimant seeking for defendant to repay the amount of VT 40.000 the defendant owed to him which is payments made from kava and Cocoa. Both parties were summoned to appear before the court firstly on the 4th of March 2015 in which the claimant appeared before the court and the defendant failed to be present and secondly on the 22nd of September 2015 which the defendant still failed to appear for the court.

FINDINGS

The court determines the issues before the court as follows:

- There are no excuses to be made by the defendant because the whole two times the Claimant received his summon and was present but the defendant even from the same village still fail to appear before the court
- A default Judgment to be made



UPON THE FINDINGS THE COURT DECLARES THE FOLLOWING ORDERS:

ORDERS

1. The defendant to pay the amount of VT 41.000 in which VT 40.000 is the money he owed and VT 1.000 is for the Court Fee. Payment to be made by Friday 23 October 2015 at 4:30pm to the claimant or the Island Court Clerk.
2. If either parties do not agree with the Judgment within 30 days upon receiving Judgment have the right to appeal to the Magistrate Court has stated in the Island Court Act CAP 167 section 22 Subsection (1) stated " *Any person aggrieved by an order or decision of an Island Court may within 30 days from the date of such order or decision appeal there from to (b) the competent Magistrates court in all other matters*"



Dated at Lakatoro this 25 September, 2015

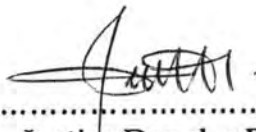
BY THE COURT



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Justice Kalman Hapsai



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Justice John Wesly Tawi



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Justice Douglas Fadal

