

IN THE EFATE ISLAND COURT OF
THE REPUBLIC OF VANUATU
(Civil Jurisdiction)

Case: No. 18/1521 IC/CRML

BETWEEN: Public Prosecutor
Claimant

AND: Kalmasei Taleo
Defendant

Date of Hearing : *Thursday 19th day of July, 2018 at 10. 15am*
Date of Judgement : *Thursday 19th day of July, 2018 at 10.15 am*
Venue : *Efate Island Court – Court-Room, Joint-Court Ontop, Port Vila*
Before : *Justice Daniel Frank (Presiding Justice)*
Justice Thompson Andrew
Justice Francis Aru

Island Court Clerk : *Nailyn Abel*

In Attendance : *Claimant – Public Prosecutor represented by Gloria Charley*
Defendant – Kalmasei Taleo

JUDGMENT

The defendant, Kalmasei Taleo is charged with the offence and pleaded guilty to two charges of **IDLE & DISORDERLY** against section 148 (b) Penal Code (Cap 135) and **MALICIOUS DAMAGE TO PROPERTY** against section 133 Penal Code cap 135.

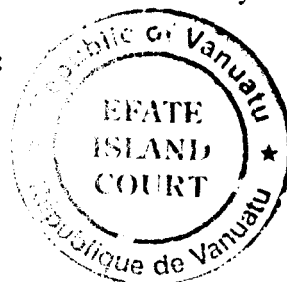
The defendant was summoned to attend court last hearing on 30th May 2018 but failed to attend so an open warrant of arrest has been issued by the court to the defendant Mr. Kalmasei Taleo. He was brought to court today by the police base on the warrant of arrest.

The facts provided by the prosecutor states that on the 26th day of April 2018 at Port Vila town, the defendant was under the influence of alcohol and cannot control himself so he ended up by sleeping on the footpath opposite the Digicel shop.

In addition he was taken to the police station and he was very aggressive so he kicked the rubbish bin at the police station. The rubbish bin was broken which he knew clearly that the property belongs to another person.

Having heard the evidence provided by the Prosecutor and defense statement made by the defendant ;


The Court is satisfied and hereby makes the following orders :




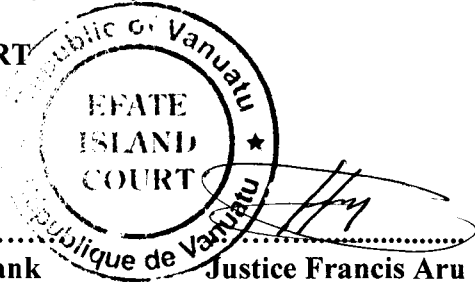
1. The Court orders the defendant Kalmasei Taleo to pay vt9'000 as Island Court Fine and vt6'000 for Prosecution Cost, Warrant of Arrest cost is included ;
2. Payment be made directly to the Government Cashier ;
3. All payment must be made before this date 9th day of August 2018 ;
4. If either parties do not agree with the judgment within 30 days upon receiving judgment, they have the right to appeal to the Magistrate Court.

DATED at Port Vila this 19th day of July, 2018

BY THE COURT


.....
Justice Thompson Andrew
(Member)


.....
Justice Daniel Frank
(Presiding Justice)


.....
Justice Francis Aru
(Member)