

IN THE BANKS/TORRES ISLAND COURT CIVIL CASE NO 2022 OF 2020
OF THE REPUBLIC OF VANUATU

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(Civil Jurisdiction)

BETWEEN: SWITHUN MILROY
Vitimposo, Vanua Lava
Plaintiff

AND: SIMON TIMOTHY
Vitimposo, Vanua Lava
1st Defendant

AND: ROCKIE GAUEGLE
Vitimposo, Vanua Lava
2nd Defendant

AND: WOKTEL JERRY
Vitimposo, Vanua Lava
3rd Defendant

CORAM: *Justice Raymond Siplaq*
 Justice Abel Patterson
 Justice Keith Hopkins

DOH: *29th September 2020*

DOJ: *29th September 2020*

CASE: APPLICATION FOR COMPENSATION TO PROPERTY

JUDGEMENT

Issues:

- Whether or not the defendants stole the chickens belonging to the claimant?



Introduction

1. This is an Application for the compensation of properties [Namely; local chickens] brought before this court by the claimant, Swithun Miloy, against the three defendants.
2. The claimant claims that the defendants had jointly involved in stealing his local chicken in four separate occasions. First being in August 2019, second on the 12th of November 2019 and the third and final incident happens on April 2020.
3. A total of 6 local chickens were stolen, valued at 9,000 VT.
4. Several attempts were made for the defendants to compensate these stolen chickens, with no success, therefore the claimant pursues the matter before this Court to order the defendant to settle the claim following his demand.

Application

5. The claimant claims an amount of 9,000 VT as compensation plus 750 VT as the Court fee.

Appearance

6. All parties are present in court.

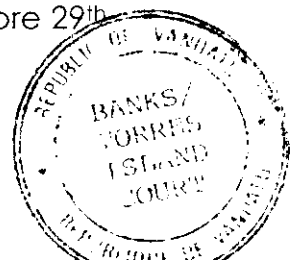
Court Findings

The Court finds out that:

7. All defendant's admits the truth of the statement.
8. Therefore the court enters judgment for the claimant, pursuant to Rule 6 [5] of the Island Courts – [Civil Procedure] Rules.
9. As follows:

COURT ORDER

10. Each defendant to compensate claimant in an amount of 3,250 VT each.
11. Payments should be completed within 5 months, that is before 29th February 2021.



12. Payments must be made directly to the Court Clerk at the Sola Court House or to the claimant and produce receipt to the clerk for record purpose.
13. Liberty is given to all parties to appeal within 30 days if they are not satisfied with this decision.

Dated at SOLA, this 29th September 2020

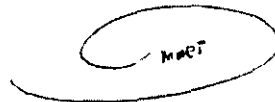
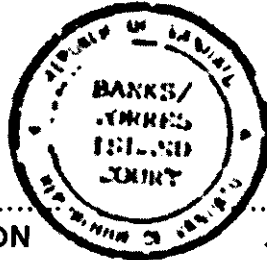
BY THE COURT



.....
Justice Raymond SIPLAQ



.....
Justice Abel PATTERSON



.....
Justice Keith HOPKINS