

BETWEEN: ALFRED RORY

Claimant

AND: SIMEON MELTEMAL

Represented by Clovis Meltemal

Defendant

Date of Hearing: 20 July 2021
Date of Judgment: 06 August 2021
Before Justices: Douglas FADAL (Chairperson), Johnsen Frazer, Patisson PETER
Clerk: Collyne Tete Maki
In Attendance: Claimant - Present
Defendant – Present

ORDER

1. INTRODUCTION

Kot emi welkam ol parties mo ol famili memba we oli present long kot. Jeaman blong kes em i talem maot olgeta tri (3) jastis we oli sit daon long kes mo I no gat any objection we wan long olgeta parties I mekem long olgeta. Kot em i letem ol parties oli save se decision blong olgeta bae em i follem nomo ol toktok blong olgeta we bae I kam maot long kot tedei.



Kes ia emi filed I kam long Aelan kot long namba 06 November 201 8.

2. ISSUE BIFO LONG KOT:

1. *Simeon Meltemal emi gat raet long nem ia RORY or no?*
2. *Hao nao Simeon I tekem nem ia RORY olsem famili nem blong em?*

3. BACKGROUND BLONG CASE

KLEIMEN

Kleimen emi filem kes I kam long kot mo statem se:

1. Simeon Rory bae emi nomo usem nem ia Rory from emi no blad laen blong Rory. Emi statem long kleim blong em se woman ia Adenise Batick emi gat bel long wan man we oli kollem em Samuel Teilemb we long taem ia emi maretem finis Meltesevem Meltemal.
2. Taem we Simon emi bon home blong Adenise wetem Meletesevem I nomo stap gud olsem fastaem. Adenise emi tekem Simeon mo ko putum wetem wan olfala woman Claudille blong emi lukaotem Simeon afta emi ko long Karen. Taem we emi kam bak long Karen emi nomo ko tekem bak Simeon and olfala woman ia I lukaotem em kasem tedei.
3. Man blong Claudile we emi Emile emi wandem mekem wan Kastom adpsen I ko long Meltesevem from Simeon be Meltesevem emi no wandem from Simeon emi no stret pikinnini blong em.
4. Emi statem se I no gat any Kastom ceremony we I pefom I ko long Simeon Rory blong emi stap wetem family Rory. Emi stap causem tumas problem long ol family Rory so oli nomo wandem se bae emi usem nem ia Rory be bae emi usem Meltemal. Emi statem tu se I gat wan vilij kot we I bin tekem ples long vilij blong talem se Simeon bae emi nomo usem family nem blong ol family Rory.

DEFENDAN

Spokesman blong Simeon Rory we emi Clovis Meltemal emi filem response mo statem se:

1. Late Simeon Rory emi filem response mo stap tokbaot ples or generasen blong family Rory se oli kam maot long Northwest, mo tu emi statem mo tokbaot nomo generesen blong family Meletmal.
2. Emi statem tu se Emily Rory emi fes bon blong family Rory and emi kam from Simeon Meletmal blong tekem ples blong Rong Desenmal Malvonotw blong follem family tri laen blong smol brata nasara Venuelamp.
3. Emi statem tu se Simeon Meltemal emi no mekem any problem wetem ol family Rory.

Kot ia emi mekem ol findings ia follem Kastom blong Malekula.

4. COURT FINDINGS

1. Spokesman blong defendan emi talem long kot se bae Late Simeon bae oli tekem maot Rory long em mo bae emi nomo usem
2. Late Defendan Simeon Rory emi pikinnini blong family Laen blong Meltemal



5. COURT ORDERS


1. Late Simeon bae emi nomo usem nem blong Rory
2. Eni long ol parties I no hapi long decision ia emi gat 30 dei blong emi apil ko long Magistret kot

ODA IA KOT I MEKEM LONG 06 BLONG MANIS AUGUST 2021

BY THE COURT



Justice Patisson PETER



Justice Johnsen FRAZER



Justice Douglas FADAL

Chairperson

