

IN THE BANKS/TORRES ISLAND COURT DEBT CASE NO 1895 OF 2021  
OF THE REPUBLIC OF VANUATU

.....  
(Civil Jurisdiction)

**BETWEEN: JOHN BANELAG**

*Claimant*

**AND: MOBERT JOHN PAMA**

*Defendant*

**CORAM: Justice Gracetella SMITH  
Justice Franklin WOLEG  
Justice Keith HOPKINS**

**Clerk: Dimas ARU**

**DOH: 24<sup>th</sup> June 2021  
DOJ: 24<sup>th</sup> June 2021**

**CASE: APPLICATION FOR DEBT SETTLEMENT**

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**JUDGEMENT**

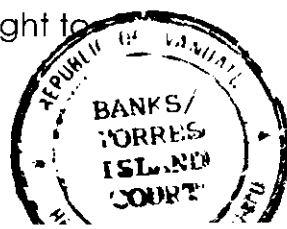
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**Appearance**

1. No appearance of both parties.

**Court Findings**

2. The Court finds out that:
3. The claimant has failed to serve his claim on the defendant. Due to such failure, no responses was filed by the defendant to court.
4. Both parties were issued with notice of hearing, however failed to attend court. For the parties, the claimant has no excuse to be absent. Now, for the defendant that court is satisfied that he has a good reason for his absence, since he does not receive the claim. His right to



respond has been infringed as established in Rule 2 of the Island courts [civil procedure) rules.

5. After considering all facts, the court made the following Orders:

**COURT DECISION & ORDER**

6. The claim of the claimant is dismissed accordingly, pursuant to Rule 4(1-a) and Rule 4(3) [Island Courts (Civil Procedure)-Rules]
7. No Orders as to cost.
8. Liberty is given to all parties to appeal within 30 days if they are not satisfied with this decision.

**Dated at Sola- VANUA LAVA, this 24<sup>th</sup> June 2021**

**BY THE COURT**

*Gracetella Smith*

Justice Gracetella SMITH

*[Signature]*



*[Signature]*

Justice Franklin WOLEG

Justice Keith HOPKINS