

**IN THE MALEKULA ISLAND COURT  
OF THE REPUBLIC OF VANUATU**  
*(Civil Jurisdiction)*

Civil case 1531 of 2016

**BETWEEN: JOHNNY KALPEN**  
**RANO VILLAGE, NORTHEAST MALEKULA**  
**Claimant**

**AND: ERNESTINE KOMBE**  
**RANO VILLAGE, NORTHEAST MALEKULA**  
**Defendant**

**DATE OF HEARING: 30 APRIL 2024**

**DATE OF DECISION: 30 APRIL 2024**

**BEFORE JUSTICES: JUSTICE JOSES LINGI(CHAIRPERSON), JUSTICE BAIACK  
TOLISH, JUSTICE PATISSON**

**CLERK: COLLYNE TETE MAKI**

**PARTIES: DEFENDANTS – Present before the court**

**CLAIMANT – Present before the court**



## **BACKGROUND BLONG KES**

Kes ia emi bin filed long 17 August 2016 we kleim emi abaot wan kokonas plantesen. Kot, I bin listem kes ia lonbg 17 August 2018 and faenem maot se bae kes I ko long trial. Kot I samonem ol parties blong kam long kot we evri parties oli present long kot.

Brata blong kleimen emi mekem applikesen blong dimissem kleim from we brata blong em we emi filem kes emi pass away finis mo emi no wandem proceed wetem kleim.

## **AFTA WE KOT I HAREM TOKTOK BLONG OLGETA PARTIES KOT I FAENEM MAOT SE: -**

1. Brata blong kleimen emi mekem applikesen blong dimissem kleim

## **AFTA WE KOT I MEKEM OL FINDINGS IA KOT I MEKEM ODA SE: -**

### **KOT ODA**

1. Civil case 1531 of 2016 emi dismissed
2. Eni long ol parties emi no happy wetem decision ia emi gat 30 dei stat tedei kasem 30 May 2025 blong apil i ko long Majistret kot



Dated at Lakatoro this 30 April 2025

**BY THE COURT**



Justice Patisson PETER



Justice Baiack Tolish



Justice Joses Lingi

