IN THE HIGH COURT OF FIJI AT SUVA CRIMINAL JURISDICTION

CRIMINAL CASE NO: HAC 332/2011

BETWEEN: THE STATE

AND: SAMISONI RASIGA

COUNSEL: Mr L Fotofili and Mr A Datt for the State

Mr R Vananalagi for the Accused

Dates of Trial: 02-14/10/2013

Date of Summing Up: 16/10/2013

Date of Judgment: 16/10/2013

[Name of the victim is suppressed. She will be

referred to as HR]

JUDGMENT

1. The three assessors have expressed unanimous opinion that the accused is guilty of three counts of Rape. The unanimous opinion is completely tenable on the basis of evidence considered in accordance with the legal directions that have been made.

- 2. I have considered and evaluated the evidence, applying legal principles contained in my summing-up to the assessors.
- 3. It is also my decision that accused is guilty of three counts of Rape.
- 4. The judgment of this court is that that the accused is guilty of Rape of HR. He is convicted accordingly.

P Kumararatnam <u>JUDGE</u>

At Suva 16/10/2013