

**IN THE HIGH COURT OF FIJI**  
**AT SUVA**  
**[CRIMINAL JURISDICTION]**

**CRIMINAL CASE NO. HAC 098 OF 2019**

**BETWEEN** : STATE

**AND** : PENI NAVU

**Counsel** : Ms U Tamanikaiyaroi for the State  
Ms S Prakash & Ms E Soata for the Accused

**Date of Hearing** : 16 - 17 March 2020

**Date of Summing Up:** 18 March 2020

**JUDGMENT**

[1]

	<b><u>Count 1</u></b>	<b><u>Count 2</u></b>	<b><u>Alternative to Count 2</u></b> <b><u>Sexual Assault</u></b>
Assessor 1	Guilty	Guilty	
Assessor 2	Guilty	Guilty	
Assessor 3	Guilty	Guilty	

[2] The assessors have returned with unanimous opinion that the Accused is guilty of indecent assault as charged on count one and rape as charged on count two. They have obviously found the prosecution witnesses credible and reliable. The guilty opinions are available on the evidence led by the prosecution and I have no reasons to disagree with the assessors.

[2] I direct myself in accordance with my summing up. I find the Accused guilty on both charges and convict him accordingly.



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**Hon. Mr Justice Daniel Goundar**

**Solicitors:** Office of the Director of Public Prosecutions for the State  
Legal Aid Commission for the Accused.