



HIGH COURT OF KIRIBATI

Criminal Case No 37/2016

THE REPUBLIC

v

KAIAUA ATA

Teanneki Nemta for the Republic
Raweita Beniata for the accused

FILE NOTE

- [1] By information filed on 29 March 2016, the accused was charged with 1 count of rape, contrary to section 128 of the *Penal Code* (Cap.67).
- [2] That information did not comply with section 70 of the *Criminal Procedure Code*, and a fresh information (in the same terms) was filed by the Attorney-General on 30 October 2018.
- [3] Counsel for the Republic has today stated in court the Attorney-General's desire to enter a *nolle prosequi* under section 68(1) of the *Criminal Procedure Code*.
- [4] The accused is accordingly discharged.
- [5] This file is to be closed.

Dated 9 April 2019.


Lambourne J
Judge of the High Court

The seal of the High Court of Kiribati, featuring the coat of arms and the text 'HIGH COURT OF KIRIBATI' and 'TE WHAE E RIETATA I KIRIBATI'.