

IN THE CENTRAL MAGISTRATES' COURT
OF SOLOMON ISLANDS



Criminal Jurisdiction

Criminal Case No. 134 of 2018

On the 2nd day of October 2019
Before his Worship Deputy Chief Magistrate Ricky I. Rongomea

BETWEEN: REGINA Complainant
AND: EDWIN BELEI Accused

Ms Waifo for Police Prosecution

Mr. Kwalai for the Accused.

SENTENCE

Mr. Belei, you were charged under the Family Protection Act for the offence of Domestic violence contrary to Section 4 (1) (a) and 58 of the Act.

The Particulars of the offence are that you Edwin Belei on 22nd August 2018, at the morning part of the day, at Pasana village, Wanderer Bay area in the western part of Guadalcanal Province, you did physically abused Ms. Berenaditt Sobiru by doing a conduct that caused her bodily pain or harm to her life or health to wit shooting her with a stick.

When the charge was put to you for your plea you admitted the offence by pleading guilty to the charge on 27th September 2018.

The facts for sentencing as agreed by the Prosecution and the defence are very brief. They are as follows:

“The defendant and his wife had an argument.

The defendant told the wife to go back to her mother (victim in this matter)

The wife returned with the victim.

The victim, on approaching the defendant threw a stick at the defendant which hit him.

The defendant picked up that stick and threw it back again at the victim which struck her back.

The defendant paid compensation for what happened in the amount of one Guadalcanal shell money.”

You used a stick to shoot the victim after it was thrown at you by the victim. This aggravates your offending. There is no excuse for what you did. Even you were

provoked by what the victim did, you should have controlled your temper. I believe that you now realise that failing to control your temper and doing an unlawful act will as you did will have consequences.

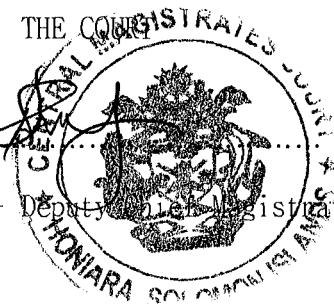
It remains unknown whether the victim suffered any injuries or not. The facts agreed make no mention of any injury.

You are a young man and married with one child. Your incarceration/imprisonment so must have been felt by your family who depended on you for support. I note you have no previous conviction.

You were willing to take responsibility and admitted the offending by pleading guilty. I give you credit for that.

I believe that you have now learned a lesson from the time you have spent in custody so far. I sentence you to one month imprisonment to be back dated to when you were first taken into custody - that was on the 12th of September 2018. You have spent a substantial part of the sentence so you are to be released at the rising of the Court.

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Ricky Iomea - Deputy Chief Magistrate

The seal of the Honiara Magistrates Court is circular. It features a central emblem with a crown and other heraldic symbols. The text "THE MAGISTRATES COURT" is written in an arc at the top, and "HONIARA SOLOMON ISLANDS" is written in an arc at the bottom. A signature is written across the seal.