

**BETWEEN:** VATRATA COMMUNITY

(represented by Jif Aquila Bara)

(Plaintiff)

**AND:** JUSTINE WILLIAM

(Defendant)

**Justices:** Justice David Melsigtetek  
Justice John Wasarak  
Justice Phillip Morres Tabe.

**Clerk:** Fredington Aru

**Date of Hearing:** 30<sup>th</sup> June 2011

**Appearance:** Both parties are directly served with summons. The plaintiff appeared in person before the Court while the defendant does not appear.

### **DEFAULT JUDGMENT**

This Court had sat down at Sola Court House chamber in Vanua Lava to determine the claim filed by the plaintiff against the defendant.

The plaintiff claimed the amount of VT 6000 plus VT1000 Court fee against Mr. Justine William.

The plaintiff claimed that Mr. William owed money from the Community and had failed to repay despite announcements made every social morning as well as reminders.

At the Court Mr. Justine pleaded guilty by a letter which he wrote and sent saying he is very sorry for what he had done and he asks the Court to have pity on him as he is currently struggling with his son's school fees as copra is the only source of income.

Through, the admission of the plaintiff, we are satisfied that Mr. William owed the Community the sum of money claimed.

It would be appropriate for you Mr. Justine to turn up in person before the Court so you can present to the Court your financial background so that we can impose a fair judgment over your case.

However, because you have failed to appear before this Court after receiving summons, the Court will have to impose a fine which you have to pay to the plaintiff.

**Court Orders:**

- 1. Defendant Justine to pay to the plaintiff the sum of VT 4,000 plus costs VT 1000.**
- 2. Payment to be made in full before the end of July 2011.**
- 3. Under section 22 of the Island Courts Act Cap 167, any parties aggrieved by this order have liberty to appeal to the Magistrates Court within 30 days as of the date of this order.**

**Dated at Sola Vanua Lava this 30<sup>th</sup> day of June 2011**

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**Justice David Mesigtelteok    Justice John Wasarak    Justice Phillip Morres Tabe**