

**IN THE BANKS/TORRES ISLAND COURT
OF THE REPUBLIC OF VANUATU**

**CIVIL CASE NO 35 OF 2012
Judgment No: 02/2013**

(Civil Jurisdiction)

BETWEEN: JOANNA MELE

Complainant

AND: SAMUEL JONAS

Defendant

**Matter: Payment for coconut seedlings damaged in the sum of 17,000 Vatu plus
1,000 Vatu costs**

Coram: Justice Aiston Railey
Justice Patrom Wosei
Justice Phillip Morres Tabe

Clerk: Fredington Aru

Date of hearing: 16th April 2013

Appearance: Tugeta patis ibin served mo appear bifor long Cour long taem Court I harem
case ia.

Judgment

Court ibin sitaon long Ngereniuman village long Mota Lava blong lukluk long case ia.
Complainant long case Joanna Mele hemi claim se defendant Samuel Jonas hemi bin katem
17 coconut seedlings blong hem. Hemi stap claim blong defendant Jonas ipem igo long hem
seventeen thousand vatu (17,000 Vatu) from damage we hem bin mekem long ol coconut
seedlings blong hem.

Issue we Court bae ilukluk long hem hemi, itru or no se defendant Samuel Jonas ibin katem
olgeta coconut seedlings blong complainant. Mo sapos itru then court bae hemi lukluk
blong decide se hamas nao defendant Jonas bae hemi payem igo long complainant olsem
compensation from property blong hem we defendant ibin damagem.

Long Court defendant hemi admittim se hemi bin katem olgeta coconut seedlings blong
complainant. Hemi se hemi mekem hemi from hem mo papa blong hem ibin blong
complainant ino go work long graon ia be complainant hemi wisten mekem hemi go
damagem coconut seedlings blong complainant.



Long findings blong Court. defendant hemi admittim se hemi bin katem olgeta coconut seedlings blong complainant. Court hemi interest nomo long issue blong damage mo ino long issue blong graon.

Court hemi notem tu se source of income blong defendant hemi apple picking long New Zealand.

Therefore, follem admission mo liability blong defendant long case we complainant hemi bin faelem agensem hem. Court hemi stap givim ol ordas olsem:

Court odas:

1. Defendant Samuel Jonas blong pem igo long complainant 17,000 Vatu.
2. Pem 1,000 Vatu fee blong tekem case ikam long Court.
3. Pem bifo June 2013
4. Any pati we ino glad long decision ia blong mekem apil inside long 30 days start from tedei.



Dated at Mota Lava this 16th April 2013

BY THE COURT



Justice Aiston Railey



Justice Patrom Wose



Justice Phillip Morres Tabe