

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

**Civil case no 05/2008  
Judgment no 51/2013**

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**(Civil Jurisdiction)**

**Between:** John Ralph

Complainant

**And:** Timothy Fanai

Defendant

**Matter: Refund of money 5,000 vatu plus costs 1,000 vatu**

**Coram:** Justice Badley George  
Justice David Lug  
Justice Phillip Morres Tabe

**Clerk:** Fredington Aru

**Decision**


This is a long time case before this Court. The defendant is taking residence in Santo and the complainant is living in Rah Island, Mota Lava, TORBA Province.

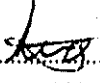
**Decision:**

1. Case is strike off from Banks/Torres Island Court. Defendant to file fresh case before Santo Malo Island Court should he wishes to continue with this claim.
2. Costs lie where they fall.
3. Parties to appeal within 30 days if not agree with these orders.

DATED AT GAUA AIRPORT THIS 29<sup>th</sup> AUGUST, 2013

BY THE COURT

  
.....  
Justice Badley George

  
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Justice David Lug

  
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Justice Phillip Morres Tabe

