

IN THE MALEKULA ISLAND COURT
OF THE REPUBLIC OF VANUATU

Civil case 04 of 2016

BETWEEN: KENWAY MATHIAS

Of Espigales Bay village North W Malekula

AND: RONEY NATU

AND: JOE NATU

Of Espigales Bay village North W Malekula

Coram: Justice Douglas Fadal
Justice Robert Niptick
Justice John Wesly Tawi

Clerk: Collyne Maki

Court Venue: Lakatoro, Court House

Date of Judgment: Monday 21 March 2016

Claimant: Present
Defendants: Absent

DEFAULT JUDGMENT

An application was filed by the claimant seeking before the damage to property claiming an amount of VT 10000. He stated that the defendant had causes Mal treatment to his cow on the 19th of December 2015. The defendants have been charged fine within the village court an amount of VT 2000 to be paid to him in whom only one of the defendants Greg Glen has made payment and the other two failed to comply with the order. From this he claims VT 2000 each from both defendant has been fine by the village court to be paid to him and other expenses of travelling and court fee.

FINDINGS



- Both defendants were not present before the court even after being indirectly served by the claimant
- The claimant was present before the court and confirmed the defendants have received their summon indirectly and also he received summon indirectly but yet was present before the court

UPON THE FINDINGS THE COURT DECLARES THE FOLLOWING ORDERS:

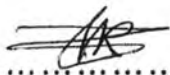
ORDERS

1. By end of April 2016 both defendant to pay an amount of VT 5000 each to the claimant
2. The claimant has the right to file an enforcement case to be heard before the Senior Magistrate if the defendant failed to obey the court order
3. If either parties do not agree with the Judgment within 30 days upon receiving Judgment have the right to appeal to the Magistrate Court has stated in the Island Court Act CAP 167 section 22 Subsection (1) stated " *Any person aggrieved by an order or decision of an Island Court may within 30 days from the date of such order or decision appeal there from to (b) the competent Magistrates court in all other matters*"



Dated at Lakatoro this 21 March , 2016

BY THE COURT



Justice Robert Niptick



Justice John Wesly Tawi



Justice Douglas Fadal

