

**IN THE ISLAND COURT  
OF THE REPUBLIC OF VANUATU**  
*(Civil Jurisdiction)*

Civil  
Case No. 16/2623 IC/CIVL

**BETWEEN: LAMBERT MALESSY**  
**Of Rano vilij, Northeast Malekula**  
Claimant

**AND: EMRICK WOSSY**  
**Of Rano vilij, Northeast Malekula**  
Defendant

*Date of Hearing:* 17 August 2016  
*Before Justices:* Douglas Fadal, Robert Niptick, Kalman Hapsai  
*In Attendance:* Claimant in Person, Defendant In Person

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**JUDGMENT**

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Kleima emi stap mekem mo filem wan kleim I kam long kot long namba 04 August 2016 agensem defendant mo statem se bae defendant emi pem bak VT 15.000 blong em we emi bin gem long defendant long namba 22 December 2015. Kleima I bin gem mani ia long defendant blong emi buildem haos blong em be defendant emi fail blong mekem. During cross examination in Kot emi talem se emi mitim defendant long rod mo defendant emi askem VT 21.000 and long naet defendant emi ko long haus blong em and emi givim nomo VT 15.000 long em.



Defendant emi respond long kot mo talem se emi no aksem mani long kleima, kleima nomo I kam gem long em mo tu nara fren blong em. Olgeta 3 I receivem mani ia. Emi talem tu se emi mekem foundation blong haus blong kleima finis bifo emi ko wok long rod.

### COURT FINDINGS

1. Defendant Emrick Wossy emi agri blong mekem haus blong kleima and emi mekem foundation blong haus ia finis
2. Defendant emi receivem finis VT 15.000 cash
3. I bin gat wan agrimen blong VT 40.000 blong kleima emi pem I ko long defendant sapos haus emi complit

### ORDERS

1. Defendant Emrick Wossy bae I pem bak VT 15.000 I ko bak long claimant.
2. Defendant Emrick Wossy bae yu pem bak VT 1.000 I ko bak long kleima olsem payment blong Kot Fee
3. Tugeta parties I gat raet blong apil agensem decision sapos tufala no hapi long decision follem Aelan kot ACT CAP 167 section 22
4. Sapos defendant emi no mekem any payment afta long 30 dei bae kleiman I gat raet blong kam Filem kes blong Enfosmen bifo long Magistrate we Fee emi VT 1.000.

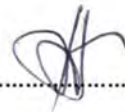


Dated at Lakatoro this 17<sup>th</sup> day of August 2016

BY THE COURT



Justice Robert Niptick



Justice Kalman Hapsai



Justice Douglas Fadal