

BETWEEN: Paul Tom
Claimant

AND: Jerry Samson Nauplei
Defendants

Date of Hearing: Friday 24th day of August, 2018
Date of Judgement: Friday 24th day of August, 2018
Venue: Efate Island Court – Court-Room, Joint-Court Onto, Port-Vila
Before: Justice Roy Tining (Presiding Justice)
Justice Thompson Andrew (Member)
Justice Lutu Sakita (Member)

Island Court Clerk: Alida Alain

In Attendance: Claimant – Paul Tom
Defendant – Jerry Samson Nauplei

JUDGMENT

An application has been filed by **Paul Tom** who is the plaintiff before this court in pursuant to Rule 1(2) of the Island Court Procedure Rules of 2005.

Plaintiff is seeking orders from the Island Court to order ‘Jerry Samson Nauplei’ of Tanna Island, the defendant to pay Fifty Thousand Vatu considered as a Debt. This is a normal civil claim for breach of contract between the parties and as a result, there is a loss of income to the claimant’s business lending scheme namely Mohil’s Lending Scheme.

Both parties were summoned. This matter was supported in open court. Both parties were appeared in Court at the time and date of hearing when called;

Having read, heard and considered the application of claim made by the Claimant in this matter Paul Tom on behalf of his unpaid sum;

And having heard and considered the Defendant’s response concerning the debt Vt 50’000 which is the subject of this Court;

Both parties agreed that the outstanding Vatu for the Court to deal with is Vt 50’000.





This Court is satisfied and hereby makes the following Orders:

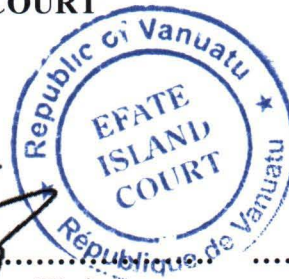
1. The Court orders that the Defendant 'Jerry Samson Nauplei' to pay Vt 50'000 by fortnightly instalment of Vt 5'000 commencing on government pay period number 1818 (7th September, 2018) until the outstanding Vt 50'000 is clear or settle in full;
2. All fortnightly payments to be made directly to Mr. Paul Tom's Bank Account;
3. If judgement remains unsatisfied, Claimant may apply in writing to the Supervising Magistrate for Enforcement;
4. Parties have a right to appeal from that judgment to the Magistrate's Court within 30 days from the date of this judgement.

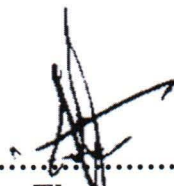
DATED at Port Vila this 24th day of August, 2018.

BY THE COURT


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Justice Lutu Sakita
(Member)


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Justice Roy Tining
(Presiding Justice)




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Justice Thompson Andrew
(Member)