

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

Civil
Case No. 19/866 IC/CIVL

BETWEEN: Micheal Venu
Claimant

AND: Allie Rahai
Defendant

Date of HEARING: *15th day of October, 2019 at 8:00 AM*

Before: *Justice Douglas Fadal, Justice Joses Lingi, Justice Presilla
Johnety*

In Attendance: *Defendant - Allie Rahai*
Claimant - Micheal Venu

Clerk: *Collyne Tete Maki*

JUDGMENT

*Kes ia emi registered bifo long Malekula aelan kot follem **Island Courts ACT CAP 167 section 10. Application of customary law: Subject to the provisions of this Act an island court shall administer the customary law prevailing within the territorial jurisdiction of the court so far as the same is not in conflict with any written law and is not contrary to justice, morality and good order mo tu;***

*Guided by the **Island Courts (Civil Procedure) No 28 of 2005 Rule 1 subsection 1 to 7 stated" Starting of a civil claim"***



Issue we I stap bifo long kot emi:

1. I TRU SE Allie Rahai emi brekem notis board we Jif Maikol Venue mi mekem and putum long ples we ol pablik oli save gat access long em.

Kot I harem toktok blong tugeta partie mo kot I mekem ol findinds olsem:

1. Defendan emi agri se emi katem notis board from we emi cross long sam family memba blong kleima
2. Kleimen emi bin kleim expense blong transport mo kaikai be I no gat any receipt we emi providem I kam long kot

Kes emi bin filed by Mr Micheal Venu blong Leviamp vilij Northwest Malekula agensem defendan Mr Allie Rahai we emi blong Leviamp vilij Northwest Malekula. Kleima emi kleim agensem defendan se emi destoryem wan notis board we emi blong komuniti we emi no respectem property blong komuniti.

Defendan emi respon mo admittem se emi breakem notis board from we emi cross Tumas.

Afta we kot I harem toktok blong ol parties kot I mekem ol findings ia:

KOT FINDING

1. Allie Rahai emi talem tru long kot se emi cutem notis board

Afta we kot I mekem findings kot I mekem oda se:

KOT ODA

1. Allie Rahai yu gat stat tedei 15 October 2019 kasem 31 October 2019 blong pem wan amount blong VT 5,000 I ko long Maikol Venu,
2. Sapos Allie Rahai I no mekem oda namba 1 Maikol venu I gat raet blong kam filem kes blong enfosmen we bae I ko long foret blong wan Supervising Magistrate blong enfosem aelan kot oda ia,,

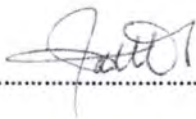


3. Tugeta parties I gat 30 dei blong apil I ko long Magistrate kot sapos tufala I no agri wetem oda blong kot.

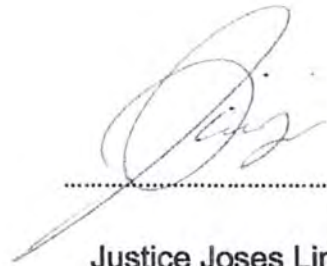


Dated at Lakatoro this 15 day of October 2019

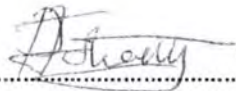
BY THE COURT



Justice Douglas Fadal



Justice Joses Lingi



Justice Prescilla Johnety

