

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

Civil case of 3364 of 2021

BETWEEN: AIME BANGUS
Of Walla village, Northeast Malekula
Claimant

AND: CHARLIE MALEP
Of Walla village, Northeast Malekula
Defendant

DATE OF HEARING: 26 MARCH 2024

DATE OF DECISION: 19 APRIL 2024

JUSTICES: JUSTICE JOSES LINGI, PATISON PETER, JOHN WESLY TAWI

CLERK: COLLYNE TETE MAKI

PARTIES: CLAIMANT – PRESENT BEFORE THE COURT
DEFENDANT – PRESENT BEFORE THE COURT



BACKGROUND BLONG CASE

Kleima blong kes ia emi filem kes long 12 October 2021 mo kleim se defendan oli damagem property blong em we emi plannem long karen blong em. Defendan emi filem response long 22 November 2022 mo no agri long kleim we I ko agensem em.

KLEIM BLONG KLEIMEN

Emi kleim se defendan I bin damage ol property blong em we emi plannem long karen blong em.

RESPONSE BLONG DEFENDAN

Emi response mo statem se emi no mekem any damage

Afta we kot I harem toktok blong tugeta parties kot I faenem maot se:

COURT FINDINGS

1. Charlie emi confemem long kot se ol nephew blong em oli bin ko talem long em se I gat damaej long Karen long semak taem mo dei ia nomo Charlie mo sam long ol family memba blong em ko rao long Aime long haus blong em se emi wok ova long line mak
2. Long semak dei ia yet Aime emi ko long karen mo finem maot se I gat damej long karen blong em
3. Ol nephew blong Charile nao oli luk we Aime emi wok wok ova long line mak I minim se olgeta oli save whu I mekem damage be Charlie emi stap denyem long kot

Follem ol kot findings ia kot I mekem oda se:

ORDERS

1. Charlie Malep mo ol nephew blong yu bae yufala I pem VT11,000 I ko long Aime Bangus from damage we yufala I mekem we VT 10,000 emi blong damage mo VT 1,000 emi blong court fee
2. Charlie Malep yu mo ol family blong yu yufala I wok long eria we yufala stap wok long em mo
3. Aime Bangus yum o ol family blong yu I wok long eria we yufala I stap wok long em
4. Tugeta parties I no toktok from graon ia kasem CLMO emi harem kes blong graon ia
5. Sapos Charlie Malep emi fail blong comply wetem oda 1 Aime Bangus emi gat raet blong filem kes I ko long enfosmen blong wan Supervising Magistrate I enfosem oda blong island court
6. Sapos any long tufala party I no glad long decision ia I save appeal I ko long Magistrate mo emi gat dei blong apil.



Dated at Lakatoro this 19th day of April 2024

BY THE COURT



Justice Patisson PETER



Justice Johnwesly TAWI



Justice Jose LINGI

