

(Criminal Jurisdiction)

**PUBLIC PROSECUTOR**

**VS.**

**BRANDON MOLISAMAO**

**Mr Justice Oliver A. Sakask**  
**Mrs Anita Vinabit – Clerk**

**Mr Lent Tevi for Public Prosecutor**  
**Mr Chris Tavoia for the Defendant**

**ORDER**

Upon the Public Prosecutor entering a nolle prosequi pursuant to section 29 of the Criminal Procedure Code Act Cap 136 on the basis that the victim, complainant and prosecutrix of this matter has left the jurisdiction of the Court permanently,

And upon hearing Mr Tevi in relation to punishment for breach of bail conditions by the Accused and for prosecution costs,

And upon hearing Mr Tavoia in response,

It is decided and ordered that –

- (1) This proceeding be wholly discontinued against the Accused who is hereby discharged and acquitted accordingly.
- (2) The Accused be sentenced to a fine of VT5.000 for breaches of bail conditions and is liable to pay VT3.000 as prosecution costs payable within the next 7 days from the date hereof.

**DATED at Luganville this 24<sup>th</sup> day of February 2010.**

**BY ORDER OF THE COURT**

  
**OLIVER A. SAKSAK**  
Judge

