



HIGH COURT OF KIRIBATI

Criminal Case No 80/2017

THE REPUBLIC

v


RUBY TOKANTEKAI

*Taburuea Rubetaake, State Attorney, for the Republic
Banuera Berina for the accused*

FILE NOTE

- [1] By information dated 15 November 2017, the accused was charged with 1 count of house-breaking with intent to commit a felony, stated to be contrary to section 293(a) of the *Penal Code* (Cap.67), and 1 count of damaging property, contrary to section 319(1) of the *Penal Code*.
- [2] That information did not comply with section 70 of the *Criminal Procedure Code*, and a fresh information (in the same terms) was filed by the Attorney-General on 13 August 2018.
- [3] Counsel for the Republic has today stated in court the Attorney-General's desire to enter a *nolle prosequi* in respect of both charges under section 68(1) of the *Criminal Procedure Code*.
- [4] The accused is accordingly discharged.
- [5] This file is to be closed.

Dated 1 October 2018.


Lambourne J
Judge of the High Court

