



HIGH COURT OF KIRIBATI

Criminal Case No 39/2016

THE REPUBLIC

v

TUTOKA UAATU

*Monoo Mweretaka for the Republic
Raweita Beniata for the accused*

FILE NOTE

- [1] By information filed on 29 March 2016, the accused was charged with 1 count of rape, contrary to section 128 of the *Penal Code* (Cap.67).
- [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 27 September 2018.
- [3] Counsel for the Republic has today stated in court the Attorney-General's desire to enter a *nolle prosequi* under section 68(1) of the *Criminal Procedure Code*.
- [4] The accused is accordingly discharged.
- [5] This file is to be closed.

Dated 18 March 2019.


Lambourne J

Judge of the High Court

