



**JUDICIAL SYSTEM MONITORING PROGRAMME**  
**PROGRAMA MONITORIZASAUN BA SISTEMA JUDISIÁRIU**

**Case Summary 2014**  
***Suai District Court***  
***August 2014***

**Summary of the trial process at the Suai District Court – August 2014**

***Introduction***

All of the courts enjoyed their judicial recess between 01 August 2014 and mid-August 2014. The courts recommenced trials on 16 August 2014. Therefore during this period JSMP was only able to observe 6 cases that were tried by the end of August.

These cases comprised 3 cases of ordinary maltreatment, 1 case of passive corruption for a legitimate act, 1 case of murder, and 1 case of falsification of documents or technical report.

From these 6 cases, 2 have been decided by the court and the other 4 cases have been delayed because the parties did not appear in court and also because certain cases have to be tried before a panel of judges.

The information below outlines the hearings conducted:

**1. Crime of passive corruption for a legitimate act - Case No. 185/pen/2014/TDS**

Composition of judges	: Panel
Judges	: Pedro R. de Figueiredo, Costãncio B. Basmery and Argentino Luisa Nunes
Public Prosecutor	: Benvinda da Costa Rosario
Public defenders	: Marcal Mascarenhas and Arlindo Sanches
Conclusion	: Trial adjourned

On 18 August 2014 the Suai District Court adjourned a hearing to announce its decision in a case involving the crime of passive corruption

for a legitimate act. This case involved the defendants JG, GFdS, JBFA, LCC and NYH who allegedly committed the crime against the State on 21 July 2006 in Suai District.

The court adjourned the announcement of the decision in this case because the court could not establish a panel of judges and the public prosecutor was absent. Therefore, the court adjourned the hearing to announce its decision on 16 September 2014 at 9am.

## **2. Crime of murder - Case No. 134/pen/2014/TDS**

Composition of judges	: Panel
Judges	: Argentino Luisa Nunes, Pedro R. de Figueiredo and Costãncio B. Basmery
Public Prosecutor	: Antonio da Silva Tavares
Public defender	: João H. de Carvalho
Conclusion	: Adjourned

On 21 August 2014 the Suai District Court was unable to conduct a hearing in a case of murder which was allegedly committed by the defendant AS against VP. This case allegedly occurred on 13 December 2010 in Debos Village, Suai District.

The court adjourned this trial because the court was unable to establish a panel of judges to hear this case. In relation to this impediment, the court adjourned the trial until 14 October 2014 at 9am.

## **3. Crime of falsification of documents or technical report - Case No. 189/pen/2014/TDS**

Composition of judges	: Panel
Judges	: Florensia Freitas, Pedro R. de Figueiredo and Costãncio B. Basmery
Public Prosecutor	: Antonio da Silva Tavares
Public defender	: João H. de Carvalho
Conclusion	: Adjourned

On 21 August 2014 the Suai District Court adjourned the trial of a case of falsification of documents involving the defendant AdJJ who allegedly committed the crime against the State. This case allegedly occurred in Suai District.

The court adjourned this process because it was unable to establish a panel of judges and the public prosecutor did not appear in court. For this reason the court has not yet set a new date to try this case.

#### **4. Crime of simple offences against physical integrity - Case No. 135/pen/2014/TDS**

Composition of judges : Single  
Judge : Argentino Luisa Nunes  
Public Prosecutor : Antonio da Silva Tavares  
Public defender : Jose do Rego  
Conclusion : Settlement validated

On 29 August 2014 the Suai District Court attempted conciliation in a case of ordinary maltreatment involving the defendant CA against LA and EM who are the nephews of the defendant. This case allegedly occurred on 01 November 2013 in Maukatar Village, Suai District.

During this process the defendant apologized to the victims and promised not to reoffend in the future. The victims were willing to withdraw their complaint.

Based on the amicable agreement entered into by the parties, the court concluded this case and validated the agreement and acquitted the defendant from all charges.

Previously, the public prosecutor alleged that the defendant had thrown his helmet at the victims, but it did not strike them. This case allegedly occurred because the defendant was unhappy with the behavior of the victims who were riding a motorcycle and making a lot of noise in their local area.

#### **5. 11. Crime of simple offences against physical integrity - Case No. 154/pen/2014/TDS**

Composition of judges : Single  
Judge : Argentino Luisa Nunes  
Public Prosecutor : Antonio da Silva Tavares  
Public Defender : Jose do Rego  
Conclusion : Settlement validated

On 29 August 2014 the Suai District Court continued to attempt

conciliation in a case involving CB and AdC. This case allegedly occurred on 01 November 2013 in Casabauk Village, Suai District.

During this process the defendant apologized to the victim and promised not to reoffend in the future. The victim forgave the defendant and withdrew his case.

Base on the agreement made by the parties before the court, the court concluded this case and decided to acquit the defendant from all charges.

#### **6. Crime of simple offences against physical integrity - Case No. 157/pen/2014/TDS**

Composition of judges	: Single
Judge	: Argentino Luisa Nunes
Public Prosecutor	: Antonio da Silva Tavares
Public defender	: Jose do Rego
Conclusion	: Adjourned

On 29 August 2014 the Suai District Court adjourned the trial of a case of ordinary maltreatment involving the defendants DB, CB, BGB, VF, CB, AdA and JP who allegedly committed the crime against EL. This case allegedly occurred on 27 October 2013 in Zumalai, Suai District.

The court adjourned this trial because defendants and the victim were not present in court. Therefore, the court rescheduled the trial of this case for 02 December 2014, 10am.

For more information, please contact:

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