

**IN THE HIGH COURT OF FIJI**  
**AT LABASA**  
**CRIMINAL JURISDICTION**

**CRIMINAL CASE NO: HAC 054/2012**

**BETWEEN:**                      **THE STATE**

**AND:**                                **TIMOCI ALUSENI**

**COUNSEL:**                      **Ms. P. Low for the State**  
   **Ms. M. Lemaki and Mr. R. Tagivakatini for the**  
   **Accused**

**Date of Trial:**                      **31/07 - 01/08/2013**

**Date of Summing-Up:**        **02/08/2013**

**Date of Judgment:**            **02/08/2013**

[Name of the victim is suppressed. She will be referred to  
as JPP]

**JUDGMENT**

1. The assessors have expressed unanimous opinions that the accused is guilty of the charge of Rape. The unanimous opinion is completely

tenable on the basis of evidence considered in accordance with the legal directions that have been made.

2. I have considered and evaluated the evidence, applying legal principles contained in my summing-up to the assessors.
3. It is also my decision that accused is guilty of the charge of Rape.
4. The judgment of this court is that that the accused is guilty of Rape of JPP. You are convicted accordingly.

P Kumararatnam

**JUDGE**

At Labasa

02/08/2013