



MALTA

TRIBUNAL GHAL TALBIET ZGHAR

GUDIKATUR DR.

KEVIN MOMPALAO

Seduta tas-26 ta' Novembru, 2014

Talba Numru. 30/2014

Avviz Numru 30/2011

Go Plc.

vs

Dane Shields

The Tribunal;

Kopja Informali ta' Sentenza

Having seen the claim of the plaintiff filed on the 2nd September 2014, wherein it was requested that the defendant be condemned to pay plaintiff the sum of six hundred and thirty two Euro and sixty six cents (€632.66) due for various telecommunications services.

Having seen the compromise reached during the sitting of the 18th November 2014 and verbalised in the records of this case.

Having seen the request for a judgment to be delivered according to the said compromise.

Having seen all Acts.

Consider.

Parties agreed that the defendant is admitting the claim. Plaintiff renounced to all interests due. It was agreed that the payment of the sorte together with the expences be paid in monthly installments of one hundred Euro (€100) each. They further agreed that a judgment be given on the basis of this compromise.

This Tribunal does not see any reason as to why the request of the parties should not be upheld. What parties failed to address is what happens if the defendant fails to pay the stipulated monthly rates. In order to do proper justice, and in order to have this judgment fully effective, this Tribunal feels that it should supplement this failure itself, and will order that in the event that defendant fails to pay three installments even if not successive, he will loose the benefit of time and the whole amount shall become due.

Therefore this Tribunal decides this case by condemning defendant to pay plaintiff the sum of six hundred and thirty two Euro and sixty six cents (€632.66); together will all the costs of this case. These shall be paid in monthly installments of one hundred Euro (€100) each; with the first payment being due on the 1st December 2014. In the event that defendant fails to pay three installments even if not successive, he will loose the benefit of time and the whole amount will become due immediately. No interests shall be due.

< Sentenza Finali >

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