



Abu Dhabi Primary Court

Sixth Division

Arbitration clause

At the public meeting held on 27 Rajab 1441 corresponding
to 22/03/2020

The judge: Adil Yaqoub Abdel Hafeez

As a President

In the presence of: Sultan Al-Eryani
And Mr:Omar Al-Kurbi

: Public Prosecutor Clerk

We considered Case No. 27/2020 (Family Prosecution - Abu Dhabi, registered on: 11/02/2020)
The complainant: Public Prosecution

Accused Name	Charges
1- Rachel Jennifer Watson	1.Family Offenses
2- Nancy Sara Grot	1.Family Offenses

"Facts and Causes"

Because on the date of 16/7/2019 and what is followed in the Abu Dhabi city division:
1- As because the two offenders are entrusting the two children/ Sabriya and Adil and because they refrained to hand over them to him after he requested them in accordance with a decision of the judiciary, as indicated in the papers. The occurrence of an offence is recorded in accordance with Article 328 of the Federal Penal Code No. 3 of 1987.

Where the facts are disposed of, as the court extracted from the other case papers and the investigations carried out and what is settled in the court's walls, and the court sessions that took place. Showed that on the date of 23/01/2020 Faisal Hilal Al Namani / Omani nationality, with a petition from the prosecution office, to open a report against Rachel Jennifer Watson and Nancy Grot, both have American nationality due to their refusal to implement a judicial order to enable the complainant to see his children, and therefore he came to complaint.

And by asking the informer: Faisal Hilal Saif Al Namani-Nationality: Omani – Age: 40 years old –Work: Business work – Education level: Educated -Living location: Muscat - Marital status: Divorced

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يعقوب عبدالحفيظ



أمين السر
عمر الكربي



He said: I came with a petition from the prosecution office, to inform about my ex-wife, Rachel Jennifer Watson, and her mother, Nancy Grot, American Nationality, for their refusal to implement a judicial order regarding seeing the children as they did not comply with the judicial order and they took the children out of the country without enabling me to see them and not informing me of their place of residence and therefore I came to report this incident.

This happened on the date of 04/08/2019 in Khalifa City in Abu Dhabi at 09:10 PM and my relationship with the mentioned previously / Nancy Grot and Rachel Jennifer Watson is that Rachel Jennifer be my divorcee and Nancy Grot is Rachel's mother. I have a copy for the court order against the two accused woman and its number is 1183/2019 and there is two children by the name of Sabriya (10 years old) and Adil (8 years old).

As a result, the papers were referred to the Public Prosecution office, so they investigated the complainant, Faisal Hilal Al Namani - so he said: I was married to the accused, Rachel, here in Abu Dhabi. We had two children, Sabriya and Adil, and we moved to Oman and we were moving between Oman and UAE. In November 2018, I was talking to my daughter and she told me that she will go to America and she will never come back again, and I was not aware of this plan. On 4/8/2019 they left the country and back on 7/7/2019 I filled a case against my wife's mother while being with the children and refusing to give them to me while my ex-wife was abroad in America / on July 16, 2019 the Personal Status Judge ordered my wife's mother / Nancy to handover the children until their mother/ Rachel come here, but I did not take back the children as they were out of the country and I want my kids back. I took from the Personal Status Judge an order on 16/07/2019 so she is to be referred to this court.

Where the case hearing was held in the court on 22/03/2020 the two accused did not appear and it was known that they were legally informed so the court decided to start the proceedings pursuant to Article 189 of the Federal Criminal Procedure Code, then the suit was shown to the prosecutor and he decided to reserve the suit for judgment on the day of his session. Whereas, on the accusation attributed to the accused, the court paves the way for the judiciary to confirm that, and it is known that criminal trials is judged based on if the judge is convinced of the evidence to say convicted or acquitted on the accused, It is further determined that obtaining an understanding of the reality in the case, assessing its evidence, telling and extracting the truth from it, is from the authority of the matter when its justified by the origin of the appeal No. 48, 48 of 2008 Q2. Partial - session 24/02/2008 (fixed in papers).

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Whereas and based on the case data, supplied with the information provided from the complainant and the complainant's statement while sitting on the right in the hearing session (I was Married to the accused, Rachel, here in Abu Dhabi. We had two children, Sabriya and Adil, and we moved to Oman and we were moving between Oman and UAE. In November 2018, I was talking to my daughter and she told me that she will go to America and she will never come back again, and I was not aware of this plan. On 4/8/2019 they left the country and back on 7/7/2019 I filled a case against my wife's mother being with the children and refused to give them to me while my wife was abroad in America / on July 16, 2019 the Personal Status Judge ordered my wife's mother / Nancy to handover the children until their mother/ Rachel come here but I did not take back the children as they were out of the country and I want my kids back. I took from the Personal Status Judge an order on 16/07/2019 so she to be referred to this court).

And whereas the two accused did not submit the contrary in the case papers and the evidence of their lack of commitment to implementation and the acts attributed to the two accused shall remain sufficient proof against them. So this make the accusation in the side of Faisal Hilal al Namani with all its elements, attributed to him by the Public Prosecution pursuant to Article 222 of the Federal Criminal Procedures Law and his trial in accordance with the provisions of Islamic Sharia and Article 1/328 of the Federal Penal Code. Judgment is according to what was defined in the court.

For these reasons

The court ruled in absentia:

Conviction of the two accused and each one of them will be fined 5,000 dirhams for what they are accused of, while also charging them the court fees.

Note: This is a Translated Copy from the original Arabic document which might contain some errors.

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