**CHRISTOPHER GIDLA**

**Attorney At Law**

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**123 Duke Street**

**Port of Spain**

**THE REPUBLIC OF TRINIDAD AND TOBAGO**

**IN THE HIGH COURT OF JUSTICE**

Claim # of 2010

**TERENCE GORDON**

**Claimant**

**AND**

**DHANBASSIE MARTINEZ**

**ROHAN SINGH**

**Defendants**

**Affidavit.**

**I, Terence Gordon of Graham Trace Extension, Opposite Junior Secondary School, Sangre Grande, make oath and say as follows:**

1. **I am the Claimant herein.**

1. By an Oral agreement the I rented a lot of land with a board house, situated at and known as House No #84, Lp #5, Ojoe Road, Graham Trace Extension, ,Sangre Grande since 29th January, 1968, from a Popo Bassanoo. A Copy of the Rental Receipt marked “TG1” is annexed hereto
2. In the year 1988 the I built a concrete flat house on the said lands
3. There is a way as shown in the photograph annexed hereto leading from the aforementioned Property of mine to the main road, over an empty lot of land belonging to the Popo Bassanoo in front of the said premises hereinafter known as empty lot which which I have been using as right of way to get to the main road. / A copy of the Photograph marked “TG2” is annexed hereto.
4. I have no means of leaving my property for the purpose of having access to the main road at the Graham Trace Extension, Sangre Grande or otherwise without passing over the said lands expect thorough back of privately owned houses next to my house.
5. I was informed and verily believe that recently that the said empty lot of land was sold to the Defendants by Popo Bassanoo.
6. On or about 8th of September,2010 the Defendants agents have erected a Iron fence across the land along the frontage thereof to the main road, thus cutting off my access to the said main road. A photograph of the fence marked “TG3”is hereto annexed
7. The Fence was found partially removed and the Claimant was able to pass through the fence.
8. The Defendants agents dug up the bridge which is situated at the front of the empty lot on or about 29th of November, 2010, In an attempt to remove the bridge they cut the water pipes belonging to me.
9. This would prevent the my vehicles to pass through the said piece of land
10. On or about 12th of February, 2011 the Defendants agents came to the premises and started building a Wall in the place of the fence. My Children informed the Defendants that the matter is currently being taken to the court of Law. They temporarily stopped building the Wall.
11. I f the Defendant is allowed to build the wall I will be facing hardships and my access to the main road will be prevented.
12. By reasons of the aforesaid facts and matters the I seek an order restraining the Defendant from blocking the land whether by the fence or any other means and/or damages.
13. In these circumstances I ask this honourable court to grant me an injunction to remove the said fence and restrain the Defendant from building the wall in the empty lot thus obstructing the Claimant from passing through the land.

Sworn to by the written named }

Terence Gordon }

The day of }

2011

Before Me,

Commissioner of Affidavits