**CHRISTOPHER GIDLA**

**Attorney At Law**

**GIC2006148**

**123 Duke Street Port of Spain**

**THE REPUBLIC OF TRINIDAD AND TOBAGO**

**IN THE HIGH COURT OF JUSTICE**

Claim #

**RUPERT WILLIAM PHILIP Claimant**

**AND**

**RUTH BRERETON**

**Defendant**

**- - - -** ooo**000**ooo **- - - -**

Before the Honourable

Dated the day of 2009

Entered the day of 2009

**UPON READING** the Notice of Application filed herein on the 23rd day of March, 2009 on behalf of the Claimant together with the Affidavit of Christopher Ross Gidla Sworn to and filed herein on the 23rd day of March, 2009 with the exhibits thereto annexed in support thereof

**AND UPON HEARING** Attorney at Law for the Claimant and the Defendant

IT IS HEREBY ORDERED

1. That no memorandum of appearance or the defence having been entered by the Defendant, judgment be and is hereby entered against the Defendant pursuant to 15.2 of the Civil Proceedings Rules 1998 as amended.
2. A declaration that the Claimant is still the lessee of the All and Singular that parcel of land situate at Lot # 296 Edinburgh 500 Project, Chaguanas (herein after called the “disputed lands”) acquired by virtue of his tenancy with the National Housing Authority now called Housing Development Corporation (hereinafter called “HDC”)
3. An order that the Defendant Pay the for trespass to “the disputed lands”)
4. An order that the Defendants restrain whether by herself, her servants and or agents or howsoever from entering, remaining, constructing and or demolishing the house on the disputed lands
5. An order that the Defendant restrain from entering or remaining and or constructing and carrying out any work on the disputed lands.
6. An order that the Defendant pay the Aggravated damages as assessed by the court.
7. That the Defendant do pay the costs of this action under Part 67.5 of the Civil Proceedings Rules 1998 as amended.
8. Such further and or other reliefs as the nature of this case may require.
9. **That the Defendant also pay the special damages of one hundred and twenty five thousand five hundred and Eighty three dollars ($125, 583)**
10. Liberty to apply

Registrar