*Civil*

*Injunction/Trespass/Dispossession*

**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 #

**CAROL CHANCE Claimant**

**AND**

**HINGLEY VANAMILLA 1st Defendant**

**DARRYL VANAMILLA 2nd Defendant**

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**Affidavit**

**I, Carol chance of Paria Main Road, in the Island of Trinidad make oath and say as follows:**

1. I am the Claimant herein.
2. By virtue of Will made on 30th September, 1976, Henry Adolphus Chance of Grand Rivere, Toco deceased, my Father, bequeathed one building used as a parlour standing on the rented lands of Dorothy Hosang to me for my use absolutely together with the tenancy rights. A copy of the Will is hereto annexed and exhibited as CC1
3. Henry Adolphus Chance, deceased on 21st day of April, 1977 and the Will was probated on 25th day of April 1980, and since then I became the tenant of Dorothy Hosang and hence I became the statutory tenant by virtue of Land tenants Security Act 1981.
4. On or about 2nd of May, 2008 the Defendants came into my premises and told me that they bought the property. The Defendants started cutting the fruit trees that are on the premises. The Defendants showed me a plan and informed me that he has a plan to build a house on the premises. A copy of the photographs are hereto annexed and exhibited as CC2
5. I approached my attorney and my attorney wrote to them on 20th of May, 2008 asking them to resist from trespassing and /or interfering with the Claimant’s peaceful occupation of the disputed lands. A copy of the letter is hereto annexed and exhibited as CC3
6. Ignoring the letter the Defendant’s came in on 25th  of May, 2008 with a tractor and started degrading the land. They laid a foundation on the premises on 1st of July, 2008.
7. On or about 18th of May, 2009 they started constructing a Wall across my premises. My attorney wrote to them again on 19th of May, 2009 asking them to refrain from any further construction.
8. They are in the process of constructing the Wall rapidly ignoring the letters sent by my Attorney.
9. In these circumstances I am requesting that an order would be made restraining the defendants from further building the Wall and to destroy the Wall which is already built.

Sworn to at 123 Duke Street, ]

Port of Spain this day ]

Of 2009 ]

Before me

Commissioner of Affidavit.