*Civil*

*Injunction/Trespass/mortgage claims*

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**THE REPUBLIC OF TRINIDAD AND TOBAGO**

**IN THE HIGH COURT OF JUSTICE**

Claim #05247 of 2013

**TREVOR MENDOZA**

**Claimant**

**AND**

**RAMCHAND SEECHARAN Defendant**

**AFFIDAVIT**

I, TREVOR MENDOZA of # 10 ¾ Mile Mark Toco, Main Road, Matura in the Island of Trinidad make oath and say as follows:

1. I am the Claimant herein
2. The facts and matters herein after deposed to are true and correct and save where otherwise admitted to be on information in which case I verily believe the same to be true.
3. I have made an application for an order of an injunction restraining the defendant from selling my Property and various other reliefs on 31 st of December , 2013. I was informed and I verily believe that the court was in the vacation period and only the matters of urgency will be dealt during the vacation.
4. The Defendant lent a sum of forty thousand dollars ($40,000) on the 1st of July 2013 on the agreement that the sum shall be paid within three (3) months of the date the money was lent.
5. In default the money is not repaid within that time the Defendant shall possess the mortgaged property
6. I have failed to repay the money on 30th September, 2013 but approached the Defendant on 10th of November, 2013 with full sum of repayment and the Defendant refused to accept the sum
7. Even though the legal date of redemption has passed the equitable date of redemption did not pass
8. The defendant on 27th informed me that he would be pursuing the sale of the mortgaged property and would take steps to evict me from the said property if do not pay him three hundred thousand dollars ($300,000) which is the amount he currently demanding.
9. Unless the application is heard during the vacation the claimant would pursue the above action and I would be facing grave inconvenience and would not able to recover.
10. Hence this application would require prompt attention and is of an urgent nature that this would have to be heard during the vacation and would be deemed fit to be heard during the vacation.

SWORN to at]

, this day of ]

August, 2009 ]

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Before me,

Commissoner of Affidavits.