23rd June, 2009

**To**

**Khemraj Rampersad**

**Doris Rampersad**

**10 Anthony Lane,**

**Lawrence Wong Road**

**Longdenville**

Dear Sir

**RE: Trespass on lands reserved for a road**

**PRE-ACTION PROTOCOL ISSUED IN ACCORDANCE WITH PRACTICE DIRECTION DATED THE 15TH DAY OF NOVEMBER, 2005 MADE BY THE CHIEF JUSTICE OF TRINIDAD AND TOBAGO.**

We act on behalf of Krishna Maharaj of Anthony Lane, Lawrence Wong Road, Longdenville.

This pre Action protocol is issued in accordance with the practice Direction dated the 15th of November, 2005 made by the Judiciary of Trinidad and Tobago.

**FACTUAL SCENARIO**

I am instructed by my Client that:

1. You constructed a dwelling house on the land reserved for a road.
2. In doing so, you have blocked the only access to my client’s lands thus denying his easement rights.

**In the Circumstances my client seeks the following relief**

1. Removing the house built on the said lands
2. Vesting the easement rights to my client.
3. Damages for trespass
4. Costs
5. Interest

**Legal proceedings to be issued**

Please be advised that should you fail and or neglect to respond to this Pre-Action Protocol, Legal proceedings would be issued within 15 days.

I am required by the Practice Direction issued by the Judiciary on the 15th day of November, 2005, in respect of Pre Action protocol pursuant to the Civil proceedings Rules, 1998 (as amended) to remind you of the relevant provisions so that you will understand your responsibilities and obligations in respect of my Client’s claim as herein above stated and the powers of a judge of the High Court to impose sanctions on any party who fails or omits or neglects to follow and comply with these Pre Action Protocols.

Please be guided accordingly

Yours in Service,

**Christopher Ross Gidla**

Attorney at law