**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 # CV# 2009 of 02802

**HAFIZA MOHAMMED Claimant**

**AND**

**CARLOS DEWAYNE MOORE**

**Defendant**

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

**NOTICE OF APPLICATION**

The Claimant, **HAFIZA MOHAMMED** of c/o Harrison James, 4b Riseland Road, Carnbee the Island of Tobago apply to the court for the following orders:-

1. That no 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. Damages for trespass to All and singular that parcels of land situate at riseland road, carnbee, Tobago ( “the disputed lands)
3. An Injunction restraining the Defendant, whether by himself, his servants and or agents from entering, remaining, constructing on the premises and or demolishing the dwelling house on the premises at Carnbee, Riseland Road, Tobago.
4. An Injunction restraining the Defendant whether by himself, his servants and or agents or howsoever from molesting, harassing, abusing and or intimidating the Claimant, his servants and or agents peaceful and quiet enjoyment of the said premises.
5. An injunction restraining the Defendant whether by himself, his servants and or agents or howsoever from restricting the Claimants from entering into the premises and into the house on the premises.
6. A declaration that the letters of administration no.L1585 of 2006 to the Jessie M.Reid on 10th day of August,2007 is null and void
7. An order that the Registrar General do cancel the said Deed
8. An order that the Claimant be declared the common law wife of the deceased and the Claimant be vested with the equitable interest in the property of the deceased.
9. Damages for conversion of Property
10. Damages for assault
11. Damages for injury to feelings and humiliation and distress
12. Aggravated damages.
13. Costs
14. Interest

Particulars of Special Damage

1. Fridge $3,000
2. Stove $1000
3. Four Beds and Matresses $ 6400
4. Two 99” fans $200
5. Television $1800
6. Money $2800
7. Jewellery $ 3000
8. 28 ducks @$60 $1680
9. Microwave $ 600
10. Dining table with chairs $2000
11. Two Tables $ 1600
12. Wares $1000
13. Clothes $500
14. Curtains $ 300
15. Vinyl $200
16. Nine Doors $2700
17. Seven windows $7000
18. Toilet set $ 1500
19. Sink $700
20. Pipes $ 200
21. Two Water Tanks $2400

$ 40,480

The Grounds of the Application are :-

1. The Claimant filed his Claim Form and Statement of Case on 3rd of August, 2009 and served it on the Defendant on 10th of August, 2009.
2. The Defendant has not to date filed any defence
3. The facts as stated in the statement of Case are true and correct and the Defendant has no Defence or no Defence on the merits to the claim herein.

I hereby certify that the facts stated above are true to the best of my/our knowledge, information and belief.

An affidavit in support accompanies the application

Signed:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [Attorney for the Claimant]

Christopher Gidla

123 Duke Street

Port of Spain

Dated the day of 2008.

NOTICE:

This application will be heard by His Lordship the Honourable Mr. Justice , in Chambers on the day of 2009 at the Hall of Justice, Knox street, Port of Spain.

**If you do not attend this hearing an Order may be made in your absence.**

**OR**

The judge in Chambers will deal with this application by -

**NB: This notice of application must be served as quickly as possible on the Respondent to the Application.**

**The Court Office** is at the Hall of Justice, Knox street, Port of Spain, Trinidad, telephone number 690-2156, Fax 690-2674. The office is open between 8:00 am and 4:00 pm Mondays to Fridays except Public Holidays and Court Holidays.

Dated the day of , 2009

The Applicant’s address for service is Quamina Gidla and associates of #123 Duke Street, Port of Spain, whose address for service is C/o Wilson and Company , # 37 Abercromby Street, Port of Spain.

To: The Registrar

High Court of Justice

Port of Spain

And To: Randolph B.Murray, Attorney at Law for the defendant

#5 Picton Street, Scarborough, Tobago