### IN THE REPUBLIC OF TRINIDAD AND TOBAGO

#### IN THE HIGH COURT OF JUSTICE

#### DIVORCE

##### CARL D. QUAMINA

##### Quamina, Scott & Associates

# 15 Brierley Street Sangre Grande Telephone/Fax # 668-2680

Attorney’s Bar # QUC 1993027

### No.

## BETWEEN

|  |  |
| --- | --- |
| **MANCAR BIGRAM RAMBHAJAN** | Claimant |
| And |  |
| **RICHARD RAMBHAJAN** | Defendant |

\* \* \* \* \* \* \* \* \* \* \*

**CLAIM FORM**

The Claimant, **Mancar Bigram Rambhajan** of **2 ¼ Mile Mark, Cunaripo Road, Guaico Tamana Road, Via Sangre Grande** claim against the Respondent, the relief stated hereunder namely:-

1. A declaration that the applicant is entitled to an equitable share and interest in the premises situate at
2. An order that the Defendant do transfer to the Applicant the fee simple interest in the said lands.

**………………………………………………………………**

**CARL D. QUAMINA**

**Attorney At Law for the Applicant**

**NOTICE TO THE DEFENDANT** – See the notes served with the Claim Form.

This Claim form must contain to have served with it either a Statement of Case or a copy of a Court Order entitling the Claimant to serve the Claim Form without a Statement of Case.

If you do not complete the form of appearance served on you with this Claim Form and deliver or sent it to the court Office (address below) so that they receive it within EIGHT DAYS of service of this Claim Form on you, the Claimant will be entitled to apply to have judgment entered against you. The form of appearance may be completed by you or any Attorney acting for you.

**You should consider obtaining legal advice with regard to this claim.**

**This claim Form has no validity if it is not served within four months of the date below unless it is accompanied by an order extending that time.**

**The Court Office** is at the Hall of Justice, Knox Street, Trinidad and Tobago, telephone number 690-2156, Fax 690-2674. The office is open between 8:00 a.m. and 4:00 p.m. Mondays to Fridays except Public Holidays and Court Holidays.

Dated the day of 2007

The Applicantr address for service is **CARL D. QUAMINA,** Attorney At Law, C/o Wilson & Company, Attorneys At Law, #37 Abercromby Street, Port of Spain, Trinidad and Tobago.

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### No.

## BETWEEN

|  |  |
| --- | --- |
| **MANCAR BIGRAM RAMBHAJAN** | Claimant |
| And |  |
| **RICHARD RAMBHAJAN** | 1st Defendant |
|  | 2nd Defendant |

I, **KRISHENLAL RAMSAMOOJ, OF #25 Riverside Road, Fonrose village, Poole**, in the Island of Trinidad make oath and says as follows:

1. I am the Claimant herein.

2. The premises which are the subject matter of my application is situated at #27 Kissoon Avenue, Robert Village, Table land, in the Island of Trinidad.

1. That I was married to the Defendant on the 1st of July, 1990
2. That in or about the year 1998 I bought a house situate at # 27 Kissoon Avenue, Robert Village, Table Land.
3. I only was employed at that time. I was employed as Non Destructive Examination Technician and was earning $1000 a week.
4. I used to pay for the mortgage on the house, a sum of $1451 a month. I had two children, Kavita Ramsamooj is born in 24th of July, 1991 and Shiva Michael Ramsamooj born in 25th of January, 1993.
5. I used to maintain the family solely with my earnings. My wife is a house wife.
6. On or about 2004 to 2005 I was working in Barbados. I gave a sum of $5000 in US currency to save it in bank. She deposited the money in her Unit Trust Account.
7. On or about 2005 I took out two Scotia life policies one in her name and the other in my name. I named My Wife Indra Ramsamooj as a beneficiary.
8. On or about, November, 1998 my Wife told me that she is not comfortable with the marriage.
9. On or before we were divorced on the grounds of unreasonable behaviour.
10. I have approached my Wife to remove her name as Beneficiary in the Scotia Life Policy and she refused to do that.
11. After I buy the house I has to go to Suriname in October due to my work. When I came back My Wife has changed the locks on the house and never let me in the house. I was living in River road , in the Family house.
12. Hence I ask this honourable court that a half share in the premise be granted to me. Also the a half of the $5000 US Dollars be given to me and also her name be struck out from the Scotia life Policy.I was informed by the Defendant’s relative that his mother owed the bank some money and that the house was used as collateral to the best of my information and belief the Defendant’s sister the 2nd Defendant herein who came in from abroad paid the sum owing on the house.

13. The 1st Defendant makes no real contribution to the upkeep and support for the children and attempts to enforce any order against him have proven difficult due to his personal circumstances.

14. I am respectfully requesting that the court transfer the property to my name so that the children and I will have appropriate living accommodation and I will be able to raise my contribution herein..

Sworn to at #15 Brierley Street]

Sangre Grande this day ]

of 2007 ]

Before me,

Commissioner of Affidavits