**Nature of Case: Breach of Contract**

**CHRISTOPHER ROSS GIDLA**

**Bar NO. GIC2006148**

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**THE REPUBLIC OF TRINIDAD AND TOBAGO**

**IN THE HIGH COURT OF JUSTICE SAN FERNANDO**

Claim No: CV 2016-04528

BETWEEN

**CAREN OJAR-ATWAROO Claimant**

**AND**

**NARINDRA PERSAD Defendant**

\* \* \* \* \*

**DEFENCE**

1. The Defendants say in their defence that the Claimant’s claim ought not to be sustained on the grounds set out hereunder:
   1. The Claim shows no real basis for part of the claim.
2. The Defendant admits paragraph 1 of the Statement of Case.
3. The Defendant admits paragraph 2 of the Statement of Case.
4. The Defendant admits paragraph 3 of the statement of case in that but however deny that defendant neglected or refused to pay the balance of the purchase price. The Claimant was taking the good and material from the Defendant’s hardware stores in lieu of the balance of the purchase price on a regular basis.The Defendant always obliged with this arrangement was always was in the impression that the Claimant would accept the remaining part of the purchase price through this arrangement.
5. The Defendant admits paragraph 4 of the statement of claim.
6. The Defendant admits paragraph 5 of the statement of claim. When the defendant realised that claimant would not be needing any more material he signed a new agreement.
7. The Defendant admits the paragraph 6 of the statement of claim.
8. The Defendant admits the paragraph 7 of the statement of case.
9. The Defendant admits paragraph 8 and 9 of the statement of case
10. The defendant denies paragraph 10 of the statement of claim.
11. The defendant admits paragraph 11 of the statement of case. However, the Defendant denies that there ever was an agreement to pay the interest at the rate of 8% per annum.

**I certify that all the facts set out in my defence are true to the best of my knowledge, information and belief. My address for service is**

**Christopher Ross Gidla**

**Attorney at law**

**Gidla and Associates**

**99 A Duke Street**

**Port of Spain**

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Defendant

I am acting for the defendant, my address is for address for service is

**Christopher Ross Gidla**

**Attorney at law**

**Gidla and Associates**

**99 A Duke Street**

**Port of Spain**

**Tel: 350-6259**

Dated 27th of December, 2013

Christopher Ross Gidla

Attorney for the defendant

To: The Registrar

Hall of Justice

Knox Street

Port of Spain

AND

TO: Richard sirjoo

Attorney at law

Lp no.7 A Ramsaran Street

Chaguanas.