**Possession of land**

**CHRISTOPHER ROSS GIDLA**

**Attorney At Law**

**Quamina,Gidla & Associates**

**GIC2006148**

**123 Duke Street**

**Port of Spain**

**Tel/Fax: 624-4410**

**THE REPUBLIC OF TRINIDAD AND TOBAGO**

**IN THE HIGH COURT OF JUSTICE**

Claim # of 2009

**THERESA LORNA HOLDER Claimant**

**AND**

**KARIM BILAL Defendant**

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

**AFFIDAVIT**

I **THERESA LORNA HOLDER** of # 285 La Puerta Avenue Diego Martin in the Island of Trinidad make oath and say as follows:-

1. I am the Claimant herein.
2. The house that is the subject matter of this application is a Two (2) bedrooms concrete structure with living room, Dining,kitchen, Gallery toilet and bath situate in # 59 B Clifton Circular Road, East Dry River, Port of Spain (hereinafter called “the premises”).
3. I am the owner of the said premises.
4. I made a tenancy agreement with the Defendant on 27th of February, 2008 and has agreed to let the Tenant into possession of the top floor of the said premises at a monthly Rental of One thousand Three hundred and fifty dollars ($ 1350). A true copy of the agreement is annexed hereto and marked “TLH 1”
5. The agreement is for a period of one year with an option of renewal on the terms that the owner shall renew it provided the tenant is regular in paying the rent and keeping the premises in good condition. The Tenant is not regular in paying the rents and did not keep the premise in good condition and hence the agreement was not renewed.
6. The agreement shall come to an end on 27th of February, 2009.
7. I duly served the defendant a notice to quit dated 28th of January, 2009. A true copy of the notice is annexed hereto and marked “TLH 2” This notice was duly served on him on 28th day of January, 2009. The time for him to quit expires on 28th of February, 2008.
8. The Property is in need of repairs and I will making arrangements for it to be repaired.
9. In spite of several requests and my notice the defendant failed to vacate the premises.
10. There is no Statutory Tenancy which entitled the Defendant to occupy the premises, his tenancy has expired due to the notice given by me and holds no interest in the premises.
11. The Defendant has no license or legal or equitable rights to the said premises and is not a tenant or tenant at will nor is there any Statutory Provisions which affect the said lands.
12. In the circumstances the I am asking the Honourable Court to give me possession of the premises, which I am is entitled to by law.

**SWORN** to at **}**

this **}**

day of 2009

Before me,

Commissioner of Affidavits