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**THE REPUBLIC OF TRINIDAD AND TOBAGO**

**IN THE HIGH COURT OF JUSTICE**

Claim

**Martino Alexander Gross Claimant**

**AND**

**Ralph Superville Defendant**

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

I, Martino Alexander Gross , LP #52 of Labaja Road, Maracus, St.Joseph, in the Island of Trinidad, make oath and say as follows:-

1. I am the Claimant herein.
2. The facts and matters herein deposed to are true and correct and within my personal knowledge except where stated to be on information and belief in which case I verily believe same to be true.
3. The Defendant is the owner of the property situated at No.6 School Street, Petit Valley, comprising one lot of land together with a two bedroom duplex concrete house, bounded on the north by land of Rudolph Superville on the south by lands of the vendors on the East by a Road and the West by lands of the Garden City project.
4. On or about 13th of June, 2011 the Claimant made an agreement with me for the sale of the said property., for a sum of four hundred and fifty thousand dollars ($450,000).
5. It was agreed that the I shall pay Ninety thousand dollars ($90.000)as deposit for the said house, which I paid through first citizen’s bank manager’s cheque number 126738 on 13th of June, 2011.
6. It was also agreed that the I could occupy the said propery upon the payment of the deposit of the above ninety thousand dollars ($90,000).
7. As per the agreement I and my relatives moved into the said property.
8. It was also agreed that the rest of the sum should be paid, one hundred thousand dollars ($100,000) on 13th of September, 2011 and the final on 13th of December, 2011
9. The Defendant informed on 20th of June that he no longer wishes to go ahead with the agreement, in breach of the agreement.
10. On or about 28th of July, 2011 at about 5:30 pm has sent his agents to evict us from the premises.
11. They emptied all the household items and threw them on the road in front of the house.
12. At present my relatives , my nephew berton Maitland, and his wife sabita maitand and their two children who are special are out on the streets without a home.
13. Since the matter is to heard urgently I did not file the claim form and the statement of case, and I shall undertake to file the same before the claim is commenced.
14. The defendant is not notified as there is no time to notify, since the matter is urgent.
15. In these circumstances I ask this honourable court to grant me the injunction as asked in my application.

Sworn to at # 18-20 Pembroke Street)

Port of Spain this )

Day of 2011 )

**Before Me,**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Commisioner of Affidavits.**