Civil

Injunction/Trespass/Dispossession

**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 # of 2011

**MARTINO ALEXANDER GROSS**

**Claimant**

**AND**

**RALPH SUPERVILLE Defendant**

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**STATEMENT OF CASE.**

1. 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 on the West by lands of the Garden City project.
2. The Claimant is the purchaser of the Said property.
3. On or about, 13th of June, 2011 the Claimant made an agreement with the Defendant to purchase the said property for a sum of four hundred and fifty thousand dollars ($450,000).
4. It was agreed that the Claimant shall pay Ninety thousand dollars ($90,000), which the Claimant paid through first citizens bank manager’s cheque number, 126738 on 13th of June, 2011.
5. It was agreed that the Claimant could occupy the said property upon the payment of the deposit of ninety thousand ($90.000)
6. It was also agreed that the Claimant shall pay a sum of one hundred thousand dollars ($100,000) and the final payment to be made on 13th of December, 2011.
7. As per the agreement The Claimant’s relatives occupied the said property.
8. The Defendant informed the Claimant that he no longer wishes to sell him the said property in breach of the agreement.
9. On or about 28th of July, 2011 at around 5am the Defendant has sent his agent, who informed the Claimant’s that he is bailiff who came on behalf of the Defendant and has orders from him to evict them.
10. Eventhough the Claimant made attepts to show the agreement he informed them that he is not interested in seeing anything.
11. The Bailiff then proceeded to take out the kitnchen utensils and appliances, blenders, groceries, 2laptops, fridges, clothing , shoes, digital cameras, radio, stereo, washing machine, stove, among other things.

**Particulars of Special Damage**

1. Kitchen utensils appliances $ 25,000
2. 2 laptops $20.000
3. Digital camers $ 2200
4. **Jewellery $15,000**
5. Groceries $ 900
6. **Dvd Player $ 4000**
7. **Entertainment centre $2,000**

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Christopher Ross Gidla

Claimant’s Attorneys at Law

**DATED** the day of ,2008

CERTIFICATE OF TRUTH

I, Martino Alexander Gross the Claimant herein, hereby certify that the facts stated in this Statement of Case are true.

1. The Claimant, **ROY RAMIREZ** claims against the Defendant, **DAVID JAMES**, of No. # 27 Morvant Avenue, Morvant, the following:

1. Possession of the dwelling house Lot 39 New City, Valencia which the Defendant is unlawfully occupying.

2. Cost.

3. Such further and or other order as the nature of the case may require

**………………………………………………………………**

**CARL D. QUAMINA**

**Attorney At Law for the Claimant**

**NOTICE TO THE DEFENDANTS** – 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 Claimant address for service is **CHRISTOPHER ROSS GIDLA,** Attorney At Law, C/o Wilson & Company, Attorneys At Law, #37 Abercromby Street, Port of Spain, Trinidad and Tobago.

NOTES FOR DEFENDANT

The Claimant is seeking an order form the Court as set out in the Claim Form overleaf on the basis of the facts or evidence set out in the statement of case or affidavit which was served with it. The Claimant will not be entitled to enter judgment against you without a hearing.

You may:

1. **Admit the Claim**

If so, you should complete and return the form of Appearance to the court office stating this. You may attend the first hearing if you wish to do so.

**B. Dispute the Claim**

If so, you should complete and return the form of Appearance as under A. You should also file at the court office and serve on the Claimant’s attorney (or the Claimant if she has no attorney):

1. a defence if the Claim Form was accompanied by the Claimant’s Statement of Case, OR
2. an affidavit in answer if the Claim Form is accompanied by an affidavit sworn by or on behalf of the Claimant.

Your statement of case or affidavit must set out briefly ALL the facts on which you will rely to dispute the claim made against you.

You should also attend the first hearing. **If you do not the judge may deal with the claim in your absence.**

**C. Make a claim against the Claimant**

If so, you should complete and return the form of Appearance as under A. You **must** file a statement of case (a counterclaim) setting out full details of what you claim against the Claimant and the facts on which you will rely. The statement of case should also set out ALL the facts on which you rely in disputing any part of the Claimant’s claim against you.

**You should also attend the first hearing. If you do not the judge may deal with the claim in your absence.**

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**APPEARANCE**

Nature of Case:

**THE REPUBLIC OF TRINIDAD AND TOBAGO**

**IN THE HIGH COURT OF JUSTICE**

Claim # of 2006

**NORMA DURITY Claimant**

**AND**

**ANTHONY CALLISTE Defendant**

**APPEARANCE TO FIXED DATE CLAIM**

**WARNING**: This form should be completed and returned to the court at the address below within EIGHT days of service of the Claim Form on you. However, the Claimant will not be entitled to have judgment entered against you except at the first or subsequent hearing of the claim.

1. Have you received the claim

Form with the above number? YES/NO

2. If so, when did you receive it? ……/…./….

3. Did you also receive the

Claimant’s statement of case

or affidavit in YES/NO

4. If so, on what date did you

receive them? ……/……/……

5. Are your names properly stated

on the Claim Form? YES/NO

If not, what are your full names? …………………

6. Do you intend to defend the claim? YES/NO

\*(If so you should file a defence or affidavit in answer within 28 days of the service of the Claim Form on you)

7. Do you admit the whole claim? YES/NO

8. Do you admit any part of the claim? YES/NO

9. If so, what do you admit? …………………

10. What is your address? ……………………

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11. What is your address for service? ………………………

\*(If you are acting in person you must give an address within miles of the court office to which document may be sent either form other parties or form the court. You should also give your telephone number ,FAX number and E mail address if any.)

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Signed ……………………………………… Dated

[Defendant in person]

[Defendant’s attorney]

The **Court Office** is at the {Hal of Justice, Knox Street, Port of Spain] telephone number 623-2416, FAX . The office is open between [8:00 a.m] and [4:00 p.m] Mondays to Fridays except on Public Holidays and Court Holidays.