

**IN THE HIGH COURT OF SIERRA LEONE
(LAND AND PROPERTY DIVISION)**

BETWEEN

**MAKIEU SULAIMAN DEEN - SIE
18 FREE STREET
FREETOWN**

- PLAINTIFF

AND

**MOHAMED DADDY - BORBOH DEEN - SIE
18 FREE STREET
FREETOWN**

- DEFENDANT

 **COUNSEL: I.A. KAMARA ESQ FOR THE PLAINTIFF**

**RULING DELIVERED THIS 19TH DAY OF JUNE 2017 BY THE HONOURABLE MR
JUSTICE ERNEST GOODING J**

RULING

This is an Application by way of EXPARTE notice of motion by the Plaintiff/ Applicant dated 26th May 2017 for the following orders:

1. That leave be granted to the Plaintiff/ Applicant to issue A writ of possession for immediate and exclusive possession and occupation of all that property situate lying and known as No.18 Free Street, Freetown in the Western Area of the Republic of Sierra Leone pursuant to order 46 Rule 3 sub rule 2 of the High Court Rules 2007
2. That leave be granted to the plaintiff/ Applicant to issue a writ of assistance for the enforcement of the order if granted
3. That the cost of this Application be borne by the Defendant/Respondent.

This Application is supported by the Affidavit of I.A. Kamara sworn to on the 22nd May 2017 together with various Exhibits

I have perused all the papers in this matter and note in particular that the Defendant did not file or serve any defense whatsoever

I therefore pursuant to order 46 Rule 3(2) of the High Court Rules 2007 order as follows:

1. I grant leave to the Plaintiff/ Applicant to issue A writ of possession for immediate exclusive possession and occupation of all that property situate, lying and being at 18 Free Street, Freetown in the Western Area of the Republic of Sierra Leone
2. I also grant leave to the Plaintiff/Applicant to issue a writ of assistance for the enforcement of the writ of possession
3. I award the Plaintiff/Applicant costs of five million Leones payable by the Defendant

A handwritten signature in black ink, appearing to read 'E. J. A.', is written over a horizontal dotted line.

HONOURABLE JUSTICE ERNEST GOODING J

RULING DELIVERED BY JUSTICE