

IN THE HIGH COURT OF JUSTICE

CLAIM NO. QB-2022-002224

QUEENS BENCH DIVISION

MASTER BROWN

IN THE MATTER OF LAND TO THE NORTH EAST OF CAMEL HILL, QUEENS CAMEL

BETWEEN:



NATIONAL HIGHWAYS LIMITED

Claimant

And

PERSONS UNKNOWN

Defendants

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ORDER

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**UPON READING** the Claim Form and Particulars of Claim and the Witness Statement of Christopher Hill dated 13 July 2022. and the Certificate of Service of Mark Seymour, dated 21 July 2022

**AND UPON** hearing Counsel for the Claimant

**AND UPON** hearing Cllr Donfrancesco for Persons Unknown

**AND UPON** being satisfied that the Claimant has an interest in the freehold property known as land to the North-East of Camel Hill, Queens Camel (registered at the Land Registry with title no ST153085 and WS16934) ("**Property**") and the Claimant having an intention to regain possession of the Property.

**IT IS ORDERED THAT:**

1. The Defendants shall immediately deliver up to the Claimant vacant possession of the parts of the Property shown shaded pink on the plan attached to this Order.
2. The Claimants shall be given leave to issue a Writ of Possession forthwith.
3. No order as to costs.
4. A copy of this Order shall be served by the Claimant on the Defendants at the Property.
5. Permission to appeal refused

**SERVICE OF THE ORDER**

The Court has provided a sealed copy of this Order to the Claimant for service on the Defendants in accordance with paragraph 4 of this Order:

**Permission to Appeal refused**

**Reason:** It being accepted on behalf of the Persons Unknown that there was no right to occupation and no ground for defending this claim I do not accept that any further time should be given to respond to the claim. This being an organised campaign I would add that the persons unknown must have anticipated that action such as this would be taken and simply to ask for further time in these circumstances to consider whether anything might be said does not seem to me to be a sufficient basis for adjourning this matter notwithstanding the abridged service. This is given the concerns as to safety and the call for others to join the campaign

The parties were advised that an application for permission to appeal may be renewed to a High Court Judge and they were advised that any such application could be made to the High Court Judge sitting in the applications list this afternoon and if the Judge were satisfied that it was arguable I had got it wrong then a stay could be granted.

Dated this 22<sup>nd</sup> day of July 2022