

IN THE DISTRICT COURT)
AT PORT MORESBY)
PAPUA NEW GUINEA)

COMPLAINT NO. 136 OF 2019

BETWEEN:

KONEKARU HOLDINGS LIMITED

Complainant

AND:

VANI KOIARI

First Defendant

AND:

IGO KOIARI

Second Defendant



**AFFIDAVIT OF CHARLES
KASSMAN**

Sworn: 26 March 2019

Filed: 29 March 2019

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Francis Griffin Chambers

First & Second Floors

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AFFIDAVIT OF CHARLES KASSMAN

On the 26th day of March 2019, I, **Charles Kassman**, care of Young & Williams, Francis Griffin Chambers, First and Second Floors, Tandy Haus (on Waigani Drive), Section 1, Allotment 51, Hohola, NCD, **MAKE OATH AND SAY** that:

1. Except to be stated to be on information and or belief, I have personal knowledge of the facts deposed to herein and whereso stated to be on information and or belief, I believe the same to be true.
2. I am the Company Secretary for Konekaru Holdings Limited and as such have authority to depose to this my affidavit. Annexed hereto and marked “CK-1” is a true copy of the Company Extract for the Complainant.
3. The Complainant is the registered proprietor of the Land subject of the proceedings. Annexed hereto and marked “CK-2” is a true copy of the SABL granted to the Complainant.
4. The Defendants have only as recently as 2015 occupied the Land the subject of the proceedings. Annexed hereto and marked “CK-3” to “CK-8”, are true photographs of the Land for the years 2010, 2011, 2012, 2013, 2015 and 2018, respectively, from Google Earth. Annexure “CK-8” indicates where the Defendants are currently squatting.



5. Since 2015, together with others, I have requested that the Defendants vacate the Land but they have refused.
6. The Defendants have:
 - (a) without the consent of the Complainant erected a temporary dwelling and taken up occupation of the Land;
 - (b) refused to comply with the request from the Complainant since 2012 to vacate the Land (Portion 2465C); and
 - (c) continue to occupy and use the Land without any right, title or licence.
7. The Complainant accordingly prays for the relief sought.

Sworn by **CHARLES KASSMAN**)
 At HOHOLA/WAIGANI)
 Before me:)
 PHILIP TABUCHI, Lawyer
 A Commissioner for Oaths


CHARLES KASSMAN

