

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

COMPLAINT NO. 26 OF 2019

BETWEEN:

**KONEKARU HOLDINGS LIMITED**

*Complainant*

AND:

**VANI KOIARI**

*First Defendant*

AND:

**IGO KOIARI**

*Second Defendant*

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## COMPLAINT

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Filed: 29 March 2019



**YOUNG & WILLIAMS LAWYERS**

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File: GJS/CB/20190023/PT

Doc: Eviction Complaint.

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

COMPLAINT NO. B6 OF 2019

BETWEEN:

**KONEKARU HOLDINGS LIMITED**

*Complainant*

AND:

**VANI KOIARI**

*First Defendant*

AND:

**IGO KOIARI**

*Second Defendant*



**COMPLAINT**

The Complainant, KONEKARU HOLDINGS LIMITED, a company duly incorporated in Papua New Guinea, company number 1-69621 of Portion 1488, Warehouse 2, Unit 6, Grandville (Baruni), Port Moresby, National Capital District, Papua New Guinea, made this 29 day of March 2019, before the undersigned, \_\_\_\_\_, a Magistrate/Clerk of a District Court who says that:

1. The Complainant is the registered lessee of Portion 2465C, Granville, Moresby, Central Province ("Land"), (State Lease Volume 37 Folio 105), having been granted a Special Agriculture & Business Lease on 4 January 2010.
2. The Defendants, have without the consent of the Complainant erected temporary dwellings and taken up occupation of the Land.
3. On various occasions in 2012 until 2019, the Complainant by its servants and agents gave notice to the Defendants noting that the Defendants were in illegal occupation of the Land and requiring the Defendants to vacate the Land but this has been to no avail.
4. To date, the Defendants have failed to comply with the Complainant's request and continues to occupy and use the Land without any right, title or licence.
5. In the premises the Defendant continues to occupy and use the Land without any right, title or licence, contrary to Section 6 (1) of the Summary Ejectment Act Chapter 202.

**FOR WHICH**, the Complainant claims:

- A. An order that the Court find that the Defendants are in occupation and use of the Land without right, title or license;

- B. Judgment for possession of the Land pursuant to Section 6 (1) of the Summary Ejectment Act Chapter 202;
- C. An Order that the Defendants, his servant, agents and invitees vacate the Land within 14 days or such other specified period as the Court may allow.
- D. Leave to issue a warrant directed to a member or members of the Police Force requiring them to enter, by force and with assistance if necessary, on the Land and to give possession of the Land to the Complainant should the Defendant fail to appear before the District Court at the time named in the Summons, or should the Defendant appear but fail to show any reasonable cause why possession of the Land should not be given back to the Complainant;
- E. Damages;
- F. Interests;
- G. Any further Orders which the Court considers appropriate; and
- H. Costs



**G.J. SHEPPARD of YOUNG & WILLIAMS**  
Lawyers for the Complainant

Made before me the day and year first above mentioned at  
the said Papua New Guinea.

in



Magistrate

*Clerk*