

HC 07 C 01904

IN THE HIGH COURT OF JUSTICE

CHANCERY DIVISION

MR JUSTICE NEWNEY

11 March 2013

BETWEEN:

BALJIT SINGH BHANDAL

Claimant

and

IRISH NATIONWIDE BUILDING SOCIETY

Defendant

ORDER

UPON hearing counsel (Andrew McGuinness) for the Claimant and the Defendant not attending or otherwise being represented

AND UPON reading the letter dated 27 February 2013 where the solicitors (A & L Goodbody) for the Defendant (which is in liquidation) state that the Defendant is taking no further part in the proceedings

AND UPON the solicitors (Whitworth & Green) for the Claimant undertaking to serve this Order on the solicitors (A & L Goodbody) for the Defendant forthwith

IT IS ORDERED that:

1. There be judgment for the Claimant in the sum of £113,214,374.20 including interest to date.
2. The Defendant shall pay the costs of the Action, to be the subject of detailed assessment if not agreed.
3. Permission to the Defendant to apply to vary or discharge this Order within 21 days of service hereof.

IN THE HIGH COURT OF JUSTICE

HC07C01904

CHANCERY DIVISION

MR JUSTICE NEWNEY

11th MARCH 2013

BHANDAL -v- IRISH NATIONWIDE BUILDING SOCIETY

ORDER

The Court has sent this Order and copies for service to: -

Claimant's Solicitor

Whitworth & Green Solicitors Limited
DX. 42714 Oxford Circus North
Ref: RS/ST/pmr/BHANDAL01

This Order was sealed by Gloria Owen (email: gloria.owen@hmc.judiciary.gov.uk - Associate) Tel: 020 7947 61791 to whom all enquiries regarding this Order should be made between the hours 9.00 am - 4.15 pm and after 4.15 pm. When corresponding with the Court please address forms or letters to The Operations Delivery Manager, Chancery Chambers The Rolls Building, 1 Rolls Buildings Fetter Lane London EC4A 3DF, DX 169440 Strand 1 and quote the case number

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EUROPEAN ENFORCEMENT ORDER CERTIFICATE - JUDGMENT

1. Member State of origin:

Belgium ☐ Czech Republic ☐ Germany ☐ Estonia ☐ Greece ☐
Spain ☐ France ☐ Ireland ☐ Italy ☐ Cyprus ☐
Latvia ☐ Lithuania ☐ Luxembourg ☐ Hungary ☐ Malta ☐
Netherlands ☐ Austria ☐ Poland ☐ Portugal ☐ Slovakia ☐
Slovenia ☐ Finland ☐ Sweden ☐ United Kingdom ☒

2. Court/Tribunal issuing the certificate

2.1. Name:

Royal Courts of Justice (Chancery Division)

2.2. Address:

The Rolls Building, 7 Rolls Buildings, Fetter Lane, London, EC4A 1NL

2.3. Tel./fax/e-mail:

02079477763

3. If different, Court/Tribunal giving the judgment

3.1. Name:

3.2. Address:

3.3. Tel./fax/e-mail:

4. Judgment

4.1. Date:

11/03/2013

4.2. Reference number:

HC07C01904

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4.3. The parties

4.3.1. Name and address of creditor(s):

Baljit Singh Bhandal - Flat 1, 666 London Road, Hounslow, Middlesex, TW3 9PG

4.3.2. Name and address of debtor(s):

Irish Bank Resolution Corporation Limited (in Liquidation) - Liquidator: KMPG, Dublin, 1 Stokes Place, St Stephen's Green, Dublin 2, Republic of Ireland

5. Monetary claim as certified

5.1. Principal Amount:

113,214,374.20

5.1.1. Currency:

Euro ☐ Cyprus pound ☐ Czech koruna ☐ Estonian kroon ☐
Pound sterling ☒ Hungarian forint ☐ Lithuanian litas ☐ Latvian lats ☐
Maltese lira ☐ Polish zloty ☐ Swedish kronor ☐ Slovak koruna ☐
Slovenian tolar ☐
other (explain)

5.1.2. If the claim is for periodical payments

5.1.2.1. Amount of each instalment.

5.1.2.2. Due date of first instalment:

5.1.2.3. Due dates of following instalments

weekly ☐
monthly ☐
other (explain)

5.1.2.4. Period of the claim

5.1.2.4.1. Currently indefinite ☒ or

5.1.2.4.2. Due date of last instalment:

5.2. Interest

5.2.1. Interest rate

5.2.1.1. 8 % or

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5.2.1.2. % above the base rate of the ECB (1)

5.2.1.3. Other (explain)

5.2.2. Interest to be collected as from:

11 March 2013

5.3. Amount of reimbursable costs if specified in the judgment:

6. Judgment is enforceable in the Member State of origin ☒

7. Judgment is still subject to the possibility of a challenge

Yes ☐

No ☒

8. Judgment is on an uncontested claim under Article 3(1) ☒

9. Judgment is in compliance with Article 6(1) (b) ☒

10. The judgment concerns matters relating to consumer contracts

Yes ☐

No ☒

10.1. If yes:

The debtor is the consumer

Yes ☐

No ☐

10.2. If yes:

The debtor is domiciled in the Member State of origin (within the meaning of Article 59 of Regulation (EC) 44/2001) ☐

11. Service of the document instituting the proceedings under Chapter III, where applicable

Yes ☒

No ☐

11.1. Service was effected in compliance with Article 13

or service was effected in compliance with Article 14

or it is proved in accordance with Article 18(2) that the debtor has received the document

☐

☒

☐

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11.2. Due information

The debtor was informed in compliance with Articles 16 and 17



12. Service of summons, where applicable

Yes ☒

No ☐

12.1. Service was effected in compliance with Article 13



or service was effected in compliance with Article 14



or it is proved in accordance with Article 18(2) that the debtor has received the summons



12.2. Due information

The debtor was informed in compliance with Article 17



13. Cure of non-compliance with procedural minimum standards pursuant to Article 18(1)

13.1. Service of the judgment was effected in compliance with Article 13



or service of the judgment was effected in compliance with Article 14



or it is proved in accordance with Article 18(2) that the debtor has received the judgment



13.2. Due information

The debtor was informed in compliance with Article 18(1)(b)



13.3. It was possible for the debtor to challenge the judgment

Yes ☒

No ☐

13.4. The debtor failed to challenge the judgment in compliance with the relevant procedural requirements

Yes ☒

No ☐

Done at *Royal Court of Justice, Brussels*

Date *8.1.2016*

Signature and/or stamp

Timothy Boules (a Harcourt Senior Counsel)

(1) Interest rate applied by the European Central Bank to its main refinancing operations