

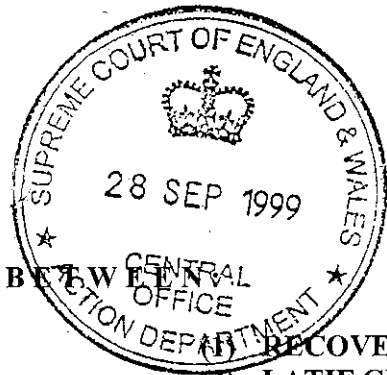


1998 L No. 25

**IN THE HIGH COURT OF JUSTICE**

**QUEENS BENCH DIVISION**

**BEFORE THE HONOURABLE MR. JUSTICE KENNEDY**



1998 L No. 25

**(1) RECOVER LIMITED  
(2) LATIF GROUP LIMITED**

**Plaintiffs**

**AND**

**(1) FATOLLAH MANOUCHEHRI FOULADVAND  
(2) SALEH LATIF**

**Defendants**

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**ORDER**

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**Notice to :**

**Fatollah Manouchehri Fouladvand of No. 3 Hastings Close, New  
Barnet, Herts, EN5 5DF (1<sup>st</sup> Defendant)  
Saleh Latif of 25 Kenwyne Drive London NW2 7NX (2<sup>nd</sup> Defendant)**

- (1) This order prohibits you from dealing with your assets up to the amount stated. The order is subject to the exceptions at the end of the order. You should read it all carefully. You are advised to consult a solicitor as soon as possible. You have a right to ask the Court to vary or discharge this order.



- 2) Set off by Banks. This injunction does not prevent any bank exercising any rights of set off it may have in respect of any facility which it gave to the Defendants before it was notified of the Order.
- 3) Withdrawals by the Defendants. No bank need inquire as to the application or proposed application of any money withdrawn by the Defendants if the withdrawal appears to be permitted by this Order.
- 4) The Plaintiffs may serve the Order and the Affidavit referred to in Schedule 2 hereof on the Defendants at their solicitors pursuant 2 hereof on the Defendants at their solicitors pursuant to Order 65 rule 4 RSC.

### **Undertakings**

The Plaintiffs give to the Court the undertakings set out in Schedule 1 to this Order.

DATED 28<sup>TH</sup> DAY OF SEPTEMBER 1999.

*Ja*

*By the Court*



### **(3) Disclosure of information**

- 1) The defendants must inform the Plaintiffs in writing at once of all their assets in England and Wales whether in his own name or not and whether solely or jointly owned, giving the value, location and details of all such assets. The information must be confirmed in an affidavit which must be served on the Plaintiffs solicitors within 21 days after this order has been served on the Defendants.

### **Exception to this Order**

- 1) This order does not prohibit the Defendants from spending £250.00 each per week towards their ordinary living expenses £500.00 each per week towards ordinary business expenses. The Defendants may also spend reasonable sum on legal advice and representation. But before spending any money the Defendants must tell the Plaintiffs Solicitors where the money is to come from.
- 2) The Defendants may cause this order to cease to have effect if the Defendants provides Security by paying the sum of £900,000 into Court or makes provision for security in that sum by some other method with the Defendants solicitors.
- 3) The Defendants may agree with the Plaintiffs' solicitors that the above spending limits should be increased or that this order should be varied in any other respect but any such agreement must be in writing.

### **Effect of this Order**

- 1) A Defendant who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through orders acting on his behalf or on his instruction or with his encouragement.

### **Third Parties.**

- 1) Effect of this Order. It is a contempt of Court for any person notified or this order knowingly to assist in or permit a breach of the order. Any person doing so may be sent to prison, fined or have his assets seized.



PACKING LISTS  
CONSIGNMENT NOTES  
IMPORT DOCUMENTATION  
COMPANY HEADED NOTEPAPER AND ASSOCIATES  
STATIONARY  
BANK STATEMENT AND RECORDS  
CHEQUE BOOKS  
CREDIT CARDS  
CONFIDENTIAL TRADING RECORDS MEASURING  
APPROXIMATELY 7 METERS  
DRIVING LICENCE  
BILLS OF EXCHANGE FACE VALUE \$190,000  
\$110,000 EXCHANGEABLE \$80,000

- (d) The contents of the safe taken by the Defendants from the premises situated at Latif House Firstway Wembley Middlesex HA9 OJL on and during Tuesday 18<sup>th</sup> November to Tuesday 20<sup>th</sup> November 1997 inclusive including the following:

Trust Documents  
Money approx. US\$10,000  
£4,950 Sterling  
CN \$ 3,800  
Brazilian Rials 350

## 2) Disposal of Goods

- a) The defendants must not remove from England or Wales or in any way dispose of or deal with any of the goods referred to in (1) above.
- b) Disposal of Assets.
- c) or deal with or diminish the value of any of their assets which are in England and Wales whether in their own name or not and whether solely or jointly owned up to the value of £900,000. This prohibition includes the following assets in particular:
  - all Carpets illegally removed by the Plaintiffs from the premises situated at Latif House Firstway Wembley Middlesex HA0 OJD on and during Tuesday 18<sup>th</sup> of November to Thursday 20<sup>th</sup> November 1997 inclusive.
  - All computer equipment removed in Schedule 2
  - All documents removed in Schedule 2.
  - All cash illegally removed from the Safe



- (2) If you disobey this order you will be guilty of contempt of Court and may be sent to prison or fined or your assets may be seized.

### **The Order**

An application was made today Thursday the 28<sup>th</sup> day of September 1999 by Counsel for the Plaintiffs to Mr. Justice Sedley who heard the application and read both the judgement and the affidavit listed in Schedule 1 and accepted the undertakings in Schedule 2 at the end of this Order.

As a result of the application IT IS ORDERED that:-

#### **(1) Delivery Up**

1) The defendant forthwith do deliver up to the Plaintiffs Solicitor the following property in so far as such property within the possession custody or power of the Defendants.

a) All Carpets removed by the Defendants from the premises situated at Latif House Firstway Wembley Middlesex HA9 OJD on and during Tuesday 18<sup>th</sup> November to Thursday 20<sup>th</sup> November 1997 inclusive.

b) All Computer equipment removed by the Plaintiffs from the premises situated at Latif House Firstway Middlesex HA9 OJL on and during Tuesday 18<sup>th</sup> November to Thursday 20<sup>th</sup> November 1997 inclusive including:

2 PC's – Dell

1 file server

Keyboards

Software

Disks

c) All documents removed by the Defendants from the premises situated at Latif House Firstway Wembley Middlesex HA9 OJL on and during Tuesday 18<sup>th</sup> November to Tuesday 20<sup>th</sup> November 1997 inclusive including the following:

VAT RETURNS

PURCHASE INVOICES

SALES INVOICES

CUSTOMER ORDERS

CUSTOMER DETAILS

MAILING LISTS