

General Form of Judgment or Order

In the County Court at
Birmingham

Claim Number A3QZ402A

Date 28 September 2018



SHAREEF & CO LIMITED	1 st Claimant Ref 1215
FAST TRACK INVESTMENTS LIMITED	1 st Defendant Ref MB/NAT01.01
MR AZHER SHAREEF	2 nd Defendant Ref
PROFESSIONAL INVESTMENTS LIMITED	3 rd Defendant Ref
NATIONWIDE STORAGE LIMITED	4 th Defendant Ref
PROPERTY LINK (PROFESSIONAL PROPERTY SERVICES) LIMITED	5 th Defendant Ref
PROPERTY LINK PROFESSIONAL SURVEYS LIMITED	6 th Defendant Ref
PROPERTY LINK SURVEYS LIMITED	7 th Defendant Ref

Before Her Honour Judge Sarah Watson sitting at the County Court at Birmingham, Civil Justice Centre, The Priory Courts, 33 Bull Street, Birmingham, B4 6DS.

ORDER

UPON hearing Leading Counsel for the Claimant and Part 20 Defendant, Mr Paul Mitchell; and, for the Defendants (save the Fourth Defendant) and Part 20 Claimant, Counsel, Mr Anthony Cutler, and their solicitor, Mr Michael Baxendale

AND UPON the parties agreeing by consent that the First Defendant and the Second Defendant should pay the costs of the claims discontinued on 2 May 2017 to be assessed on the standard basis if not agreed; and further agreeing by consent that there be no order as to costs on each of the parties' applications in respect of the costs of the said discontinuances;

IT IS ORDERED

The court office at the County Court at Birmingham, Civil Justice Centre, The Priory Courts, 33 Bull Street, Birmingham, B4 6DS. When corresponding with the court, please address forms or letters to the Court Manager and quote the claim number. Tel: 0300 123 5577. Check if you can issue your claim online. It will save you time and money. Go to www.moneyclaim.gov.uk to find out more.

The claims

1. There be judgment for the Claimant against the following Defendants for the following sums and interest (assessed at the rate of 3% per annum):
 - a. The First Defendant: £30,226.31, plus interest of £5,130.19
 - b. The Second Defendant: £14,252.51, plus interest of £2,410.82
 - c. The Third Defendant: £12,823.70, plus interest of £2,051.09
 - d. The Fifth Defendant: £1,845.00, plus interest of £243.54
 - e. The Sixth Defendant: £7,805.00, plus interest of £1,264.01
 - f. The Seventh Defendant: £3,124.00, plus interest of £535.32
2. The sums particularised in paragraph 1 above to be paid by 4pm on 2 October 2018.
3. The Second Defendant do pay the Claimant's costs of its claim against him incurred up to and including 29 January 2016;
4. The Claimant do pay the Second Defendant's costs of defending its claim against him incurred after and including 30 January 2016;
5. The costs referred to in paragraphs 3 and 4 above shall be netted off against each other;
6. Save as provided in paragraph 4 above the First, Second, Third, Fifth, Sixth and Seventh Defendants shall pay (on a joint and several liability basis) the Claimant's costs of the claims;
7. The costs referred to in paragraphs 3, 4 and 6 above are to be assessed on the standard basis if not agreed.
8. The First, Second, Third, Fifth, Sixth and Seventh Defendants shall pay (on a joint and several liability basis) to the Claimant £60,000 on account of its costs by 4pm on 2 October 2018.

The Seventh Defendant's Part 20 claim

9. The Seventh Defendant's Part 20 claim against the Part 20 Defendant is dismissed.
10. The Seventh Defendant is to pay the Part 20 Defendant's costs of defending its claim against him, to be assessed on the standard basis if not agreed.
11. The Seventh Defendant is to pay the Part 20 Defendant £35,000 on account of his said costs by 4pm on 2 October 2018.

The discontinued claims

12. IT IS RECORDED that pursuant to CPR 38.6, the First Defendant and the Second Defendant are to pay the Claimant's costs of defending their discontinued counterclaims, to be assessed on the standard basis if not agreed.
13. The First Defendant is to pay the Claimant £55,000 on account of its costs of the First Defendant's said discontinued counterclaim against it by 4pm on 2 October 2018.

Application to extend time for seeking permission to appeal

14. The Defendants' oral application for an extension of the time period within which to make an application for permission to appeal is refused.

Generally

IT IS FURTHER RECORDED that the Claimant gave notice to the Second Defendant that, in the event any one or more of the First Defendant and/ or the Seventh Defendant does not meet any of its obligations under paragraphs 10, 11, 12 or 13 of this Order, it would seek an order that the Second Defendant be ordered to pay the said costs liabilities personally on the basis that he was the real party to the claims brought by the First Defendant and/ or the Seventh Defendant as the case may be.

Dated 18 September 2018