

IN THE DISTRICT COURT OF COLOMBO

NIHAL SRI AMERESEKERE of
No.167/4, Sri Vipulasena Mawatha,
Colombo 10.

PLAINTIFF

No. 3155/Special

- VS -

1. MITSUI AND COMPANY LIMITED, Japan
and
10 Others

DEFENDANTS

TO: THE 1ST / 2ND / 3RD DEFENDANTS ABOVENAMED

WHEREAS the Plaintiff abovenamed has made application for Interim Injunctions as prayed for in prayers (g) and (h) of the Plaint dated 13th September 1990, a copy of which is annexed hereto together with the copies of the Affidavit of the Plaintiff dated 12th September 1990 and documents marked "P1" to "P54" filed with the Plaintiff.

AND WHEREAS this matter coming up before P. WIJAYARATNE, ESQUIRE, District Judge of Colombo on the 17th and 18th day of September 1990, in the presence of Mr. P. Navarathnarajah, Q.C. with Mr. K. Kanag-Isvaran, President's Counsel, Mr. S. Sriskantha, Attorney-at-Law and Mr. A.A.M. Illiyas, Attorney-at-Law, instructed by Messrs. De Silva & Perera, Attorneys-at-Law on the part of the Plaintiff and having considered the said Plaintiff, Affidavit and documents marked "P1" to "P54" and heard Counsel in support, Enjoining Orders have been granted to the Plaintiff in terms of the said prayers (g) and (h) of the Plaintiff against the 1st, 2nd, 3rd and 4th Defendants.

ACCORDINGLY IT IS NOW ORDERED AND THIS COURT DOETH HEREBY ORDER that YOU THE 1ST DEFENDANT COMPANY / 2ND DEFENDANT COMPANY / 3RD DEFENDANT COMPANY is hereby enjoined and restrained by yourself and by your Representatives, servants and agents or otherwise howsoever, from:-

demanding, claiming, drawing, receiving and/or collecting any monies, whatsoever in any manner howsoever, under the said Contracts and Agreements, namely; the Construction Agreement, Supplies Contract, Design & Supervision Contract, Loan Agreement and the said two Guarantees and referred to in the Plaintiff, until the Plaintiff's Application for Interim Injunctions is finally determined.

YOU ARE HEREBY REQUIRED TO OBEY THIS ORDER AND ACT ACCORDINGLY.

HENCE FAIL NOT UNDER THE PENALTY OF THE LAW THENCE ENSUING.

(Copies of the Plaintiff, Affidavit aforesaid and Documents marked "P1" TO "P54" are annexed hereto)

GIVEN UNDER my hand on this 20th day of September 1990

DISTRICT JUDGE, COLOMBO

Prepared by us

Attorneys-at-Law for Plaintiff

IN THE DISTRICT COURT OF COLOMBO

NIHAL SRI AMERESEKERE of
No.167/4, Sri Vipulasena Mawatha,
Colombo 10.

PLAINTIFF

No. 3155/Special

- VS -

1. MITSUI AND COMPANY LIMITED, Japan
and
10 Others

DEFENDANTS

TO: THE 4TH DEFENDANT ABOVENAMED

WHEREAS the Plaintiff abovenamed has made application for Interim Injunctions as prayed for in prayers (g) and (h) of the Plaint dated 13th September 1990, a copy of which is annexed hereto together with the copies of the Affidavit of the Plaintiff dated 12th September 1990 and documents marked "P1" to "P54" filed with the Plaintiff.

AND WHEREAS this matter coming up before P. WIJAYARATNE, ESQUIRE, District Judge of Colombo on the 17th and 18th day of September 1990, in the presence of Mr. P. Navarathnarajah, Q.C. with Mr. K. Kanag-Isvaran, President's Counsel, Mr. S. Sriskantha, Attorney-at-Law and Mr. A.A.M. Illiyas, Attorney-at-Law, instructed by Messrs. De Silva & Perera, Attorneys-at-Law on the part of the Plaintiff and having considered the said Plaintiff, Affidavit and documents marked "P1" to "P54" and heard Counsel in support, Enjoining Orders have been granted to the Plaintiff in terms of the said prayers (g) and (h) of the Plaintiff against the 1st, 2nd, 3rd and 4th Defendants.

ACCORDINGLY IT IS NOW ORDERED AND THIS COURT DOTH HEREBY ORDER that YOU THE 4TH DEFENDANT COMPANY is hereby enjoined and restrained by yourself and by your Directors, servants and agents or otherwise howsoever, from:-

Entertaining any demand and/or clam from the 1st and/or the 2nd and/or the 3rd Defendants abovenamed in relation to the said claims and payments allegedly due to the 1st and/or 2nd and/or 3rd Defendants and/or paying any monies, whatsoever in any manner howsoever, under the said Construction Agreement, Supplies Contract, Design & Supervision Contract and Loan Agreement referred to in the Plaintiff, until the Plaintiff's Application for Interim Injunctions is finally determined.

YOU ARE HEREBY REQUIRED TO OBEY THIS ORDER AND ACT ACCORDINGLY.

HENCE FAIL NOT UNDER THE PENALTY OF THE LAW THENCE ENSUING.

(Copies of the Plaintiff, Affidavit aforesaid and Documents marked "P1" TO "P54" are annexed hereto)

GIVEN UNDER my hand on this 20th day of September 1990

DISTRICT JUDGE, COLOMBO

Prepared by us

Attorneys-at-Law for Plaintiff