

**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 1<sup>ST</sup> / 2<sup>ND</sup> / 3<sup>RD</sup> DEFENDANTS ABOVENAMED

WHEREAS the Plaintiff abovenamed has made application for Interim Injunctions as prayed for in prayers (g) and (h) of the Plaint dated 13<sup>th</sup> September 1990, a copy of which is annexed hereto together with the copies of the Affidavit of the Plaintiff dated 12<sup>th</sup> 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 17<sup>th</sup> and 18<sup>th</sup> 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 Plaint, 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 Plaint against the 1<sup>st</sup>, 2<sup>nd</sup>, 3<sup>rd</sup> and 4<sup>th</sup> Defendants.

ACCORDINGLY IT IS NOW ORDERED AND THIS COURT DOETH HEREBY ORDER that YOU THE 1<sup>ST</sup> DEFENDANT COMPANY / 2<sup>ND</sup> DEFENDANT COMPANY / 3<sup>RD</sup> 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 Plaint, 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 Plaint, Affidavit aforesaid and Documents marked "P1" TO "P54" are annexed hereto)

GIVEN UNDER my hand on this 20<sup>th</sup> 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 4<sup>TH</sup> DEFENDANT ABOVENAMED

WHEREAS the Plaintiff abovenamed has made application for Interim Injunctions as prayed for in prayers (g) and (h) of the Plaint dated 13<sup>th</sup> September 1990, a copy of which is annexed hereto together with the copies of the Affidavit of the Plaintiff dated 12<sup>th</sup> 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 17<sup>th</sup> and 18<sup>th</sup> 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 1<sup>st</sup>, 2<sup>nd</sup>, 3<sup>rd</sup> and 4<sup>th</sup> Defendants.

ACCORDINGLY IT IS NOW ORDERED AND THIS COURT DOTH HEREBY ORDER that YOU THE 4<sup>TH</sup> 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 1<sup>st</sup> and/or the 2<sup>nd</sup> and/or the 3<sup>rd</sup> Defendants abovenamed in relation to the said claims and payments allegedly due to the 1<sup>st</sup> and/or 2<sup>nd</sup> and/or 3<sup>rd</sup> 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 20<sup>th</sup> day of September 1990

DISTRICT JUDGE, COLOMBO

Prepared by us

Attorneys-at-Law for Plaintiff