

27th March, 1987

IN THE ROYAL COURT OF THE ISLAND OF JERSEY

(SAMEDI DIVISION)

Before the Deputy Bailiff, Jurats Perrée and Bonn

|                |                                   |                         |
|----------------|-----------------------------------|-------------------------|
| <u>BETWEEN</u> | PETER JOHN VENABLES               | <u>PLAINTIFF</u>        |
| <u>AND</u>     | NIKKI BLAMPIED                    | <u>FIRST DEFENDANT</u>  |
| <u>AND</u>     | SONIA MURIEL HAMON<br>née Parslow | <u>SECOND DEFENDANT</u> |

Advocate D.A. Trott for the Plaintiff.

Advocate S.A. Meiklejohn for the Defendants,

Judgment

The Deputy Bailiff: The Court wishes to make it abundantly clear that it makes no criticism whatsoever of the learned Bailiff for having granted the immediate interim injunction. It was done on the basis of the balance of convenience and of the balance of aggravation: and I have no doubt that the Bailiff came to the correct view that the harm to the plaintiff in the continuation of the exhibition would outweigh the harm to the defendants in having to remove it.

The legal authorities put before us, upon which we make no judgment, as we would have to study them, were not before the learned Bailiff.

As far as this morning is concerned, the Court is contenting itself with by consent making an Act to the effect that the whole of the action is withdrawn by the plaintiff, and that the plaintiff will pay the defendants' costs of this morning's hearing.

The Court notes the assurance given by the defendants to the plaintiff.

Case cited.

Bestobell Paints Ltd -v- Bigg: (1975) FSR 421.