



**CIVIL COURT  
FIRST HALL  
JUDGE  
HONOURABEL LORRAINE SCHEMBRI ORLAND  
LL.D., M.Jur. (Eur.Law), Dip.Trib.Eccles.Melit.**

**Sitting of Thursday, 27<sup>th</sup> July 2017**

**Case Number : 4**

**Reference Number : 441/2017/LSO**

**Ruggier Holdings  
Ltd (C-14022)**

**vs**

**Olena Vasylivna  
Leontyeva  
(ID0199712L)**

**The Court,**

Having seen the application filed in the above premised names in which applicant company requested, *inter alia*, the eviction of the defendant from the premises namely the apartment numbered 5, Dolphin Buildings, in Triq ix-Xatt, Pieta, which application was filed in terms of article 167 et sequitur of Chapter 12 of the Laws of Malta.

Having seen the record of the sitting of the 27<sup>th</sup> July 2017;

Having considered that defendant declares that she has no interest in apartment number 5, Dolphin Buildings, Triq ix-Xatt, Pieta, and does not occupy the said property;

Considers therefore that plaintiff has no objection to raise against plaintiff's claims with reference to this apartment;

Having seen articles 167 et seq of Chapter 12 of the Laws of Malta;

Having seen the acts and proofs submitted;

Consideres that plaintiff has proven his title to the said property to the Court's satisfaction, and, in view of defendant's declaration, finds defendant non suited and liberates her *ab observantia* from these proceedings limitedly to apartment 5.

So however, the Court hereby accedes to plaintiffs requests limitedly to the said apartment orders that plaintiff company takes full possession of the said apartment numbered 5, Dolphin Builidngs in Triq ix-Xatt Pieta' for all intents and purposes of law.

In view of defendant's declaration, costs relative to the claim concerning apartment number 5, are to be borne by plaintiff company.

The case is being adjourned for the 26th October 2017 at 1p.m. for the proofs of the defendant on the plea of competence rationae materia.

**Duly read and published.**

**The Honourable Madam Justice Lorraine Schembri Orland  
LL.D., M.Jur.(Eur.Law), Dip.Trib.Eccles.Melit.  
27<sup>th</sup> July 2017**

**Josette Demicoli  
Deputat Registratur  
27<sup>th</sup> July 2017**