

IN THE HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION
LEEDS DISTRICT REGISTRY

D95LS003

CLAIM NO: _____

BETWEEN:-

AVIVA INSURANCE LIMITED



Claimant

and

SHAMRIZ NAZIR (1)
MOHAMMAD JUNAID ALI (2)

Defendants

**STATEMENT OF THE CLAIMANT'S GROUNDS FOR
BRINGING THE COMMITTAL APPLICATION**

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MOHAMMAD JUNAID ALI (2)

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**STATEMENT OF THE CLAIMANT'S GROUNDS FOR
BRINGING THE COMMITTAL APPLICATION**

GROUND 1

SHAMRIZ NAZIR did an act that was intended to interfere with the course of justice and/or was likely to interfere with the course of justice, namely issued a claim for damages in the Bradford County Court under claim number B78YM754 arising out of a road traffic collision on the 19th September 2012, which claim he knew to be dishonest because the collision had been deliberately manufactured within his knowledge.

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GROUND 2

SHAMRIZ NAZIR made a false statement in a document verified by a statement of truth without an honest belief in its truth, contrary to CPR 32.14. The statement, namely that he sustained personal injury and financial loss as a result of a 'road traffic accident that occurred 19/9/12' was contained in SHAMRIZ NAZIR's Claim Form in proceedings B78YM754. The statement was false because the collision on the 19/9/12 had been deliberately manufactured within the knowledge of SHAMRAZ NAZIR and was not an accident properly so called. At the time that SHAMRAZ NAZIR made the false statement he knew that the statement was false or was reckless as to whether it was true or false and the false statement was intended to interfere with and/or was likely to have interfered with the course of justice.

GROUND 3

SHAMRIZ NAZIR made a false statement in a document verified by a statement of truth without an honest belief in its truth, contrary to CPR 32.14. The statement, namely that he was 'unable to prevent the collision occurring' was contained in SHAMRIZ NAZIR's Particulars of Claim in proceedings B78YM754, signed by him on the 29th July 2015. The statement was false because the collision on the 19/9/12 had been deliberately manufactured within the knowledge of SHAMRAZ NAZIR and he could have prevented it occurring. At the time that SHAMRAZ NAZIR made the false statement he knew that the statement was false or was reckless as to whether it was true or false and the false statement was intended to interfere with and/or was likely to have interfered with the course of justice.

GROUND 4

MOHAMMED JUNAID ALI did an act that was intended to interfere with the course of justice and/or was likely to interfere with the course of justice, namely issued a claim for damages in the Bradford County Court under claim number B78YM754 arising out of a road traffic collision on the 19th September 2012, which claim he knew to be dishonest because the collision had been deliberately manufactured within his knowledge.

GROUND 5

MOHAMMED JUNAID ALI made a false statement in a document verified by a statement of truth without an honest belief in its truth, contrary to CPR 32.14. The statement, namely that he sustained personal injury and financial loss as a result of a 'road traffic accident that occurred 19/9/12' was contained in MOHAMMED JUNAID ALI's Claim Form in proceedings B78YM754. The statement was false because the collision on the 19/9/12 had been deliberately manufactured within the knowledge of MOHAMMED JUNAID ALI and was not an accident properly so called. At the time that MOHAMMED JUNAID ALI made the false statement he knew that the statement was false or was reckless as to whether it was true or false and the false statement was intended to interfere with and/or was likely to have interfered with the course of justice.

GROUND 6

MOHAMMED JUNAID ALI made a false statement in a document verified by a statement of truth without an honest belief in its truth, contrary to CPR 32.14. The statement, namely that SHAMRIZ NAZIR was 'unable to prevent the collision occurring' was contained in MOHAMMED JUNAID ALI's Particulars of Claim in proceedings B78YM754, signed by him on the 29th July 2015. The statement was false because the collision on the 19/9/12 had been deliberately manufactured within the knowledge of MOHAMMED JUNAID ALI and he could have prevented it occurring. At the time that MOHAMMED JUNAID ALI made the false statement he knew that the statement was false or was reckless as to whether it was true or false and the false statement was intended to interfere with and/or was likely to have interfered with the course of justice.