

*Judgment Book*

IN THE SUPREME COURT OF JUDICATURE OF JAMAICA

IN EQUITY

SUIT NO. E. 467 of 1993

BETWEEN

AUDREY CHIN

PLAINTIFF/APPLICANT

A N D

LASCELLES CHIN

DEFENDANT/RESPONDENT

Gordon Steer and Saverna Chambers instructed  
by Judith Cooper of Chambers, Bunny and Steer  
for Plaintiff  
Patrick Foster instructed by Clinton Hart & Co.  
for the Respondent

IN CHAMBERS

18th October, 1996

PANTON, J

The Court has scrutinized all the documents that have been put before it. The unchallenged information supplied by the Registrar of Companies indicates that on October 27, 1994, the applicant and the respondent were the only shareholders in Lasco Foods Ltd. The applicant holds one share whereas the respondent holds 249,999. The authorised share capital of the company is \$300,000 divided into 300,000 ordinary shares of \$1.00 each. The issued share capital is \$250,000. The company was incorporated on February 21, 1986.

If there is an error in the allotment of the shares, these proceedings that are before me cannot correct that error.

The originating summons that was filed on December 9, 1993, states that the applicant is the owner in equal shares with the respondent so far as concerns their interests in Lasco Foods Ltd.; and seeks an Order to be made in respect thereto.

The evidence of the applicant does not indicate any investment by her in the incorporation of the company or in its operations, other than the fact that she worked for reward for the company; such reward she has already received.

The information available to me forbids the making of such an Order.  
The applicant holds one share as opposed to 249,999 held by the respondent.  
It is therefore declared and ordered accordingly.

Costs to the respondent to be agreed or taxed.

Certificate for counsel granted.