

## Commercial Property Litigation

### Case Studies

## Injunction against a major housebuilder

**Overview:** JB Leitch were instructed by an institutional landlord to obtain an injunction against the developer and owner of neighbouring land in Manchester city centre. The case involved an urgent application to the High Court in Manchester as the developer was acting unlawfully by dangerously over-sailing our client's premises with construction materials, estimated to be in excess of 10 tonnes per load, without consent. The case also involved issues with listed building consent as the flank wall of our client's premises was Grade II listed and had been subject to trespass and damage.

**Outcome:** After an initial dispute as to the scope of works the developer's solicitors conceded their position and settled the claim on favourable terms with damages and costs for our client.

**“The claim was settled on favourable terms with damages and costs for our client.”**

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