



**IN THE HIGH COURT OF JUSTICE**  
**BUSINESS AND PROPERTY COURTS IN LEEDS**  
**PROPERTY TRUSTS AND PROBATE LIST (CHD)**

**BEFORE HER HONOR JUDGE JACKSON SITTING AS A JUDGE OF THE HIGH COURT**

**DATED: 28 JULY 2025**

**BETWEEN:-**

**(1) MOTOR FUEL LIMITED**

**(2) PEREGRINE RETAIL LIMITED**

**Claimants**

**-and-**

**(1) PERSONS UNKNOWN WHO FOR RESIDENTIAL PURPOSES (TEMPORARY OR OTHERWISE) ENTER OCCUPY OR SET UP ENCAMPMENT ON THE SITE OF THIRSK SERVICES, YORK ROAD, THIRSK, YO7 3AA, AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED PLAN, WITHOUT THE CONSENT OF THE CLAIMANTS**

**(2) PERSONS UNKNOWN WHO ENTER THE SITE OF THIRSK SERVICES, YORK ROAD, THIRSK, YO7 3AA, AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED PLAN, WITH THE INTENTION OF SYPHONING FUEL FROM THE CLAIMANTS' FILLING PUMPS AND/OR A VEHICLE OR RECEPTACLE THAT DOES NOT BELONG TO THAT INDIVIDUAL AND WITHOUT THE CONSENT OF THE OWNER OF THAT VEHICLE OR RECEPTACLE**

**Defendants**

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**ORDER**

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**UPON** an Order of HHJ Jackson dated 13 January 2025 which granted Motor Fuel Limited (the "**First Claimant**") and Peregrine Retail Limited (the "**Second Claimant**") a final injunction to restrain the Defendants' trespass upon the First Claimant's and the Second Claimant's land (the "**Final Injunction**").

**AND UPON** the First Claimant's application, with supporting evidence, that the Second Claimant cease to be a party to these proceedings pursuant to CPR r. 19.2(3) and to vary

the Final Injunction by removing the Second Claimant as a party to the Final Injunction pursuant to CPR r. 3.1(7) (the “**Application**”).

**AND UPON** the Court being satisfied that it is appropriate to deal with the Application without a hearing pursuant to CPR r. 23.8(1)(c).

**IT IS ORDERED THAT:**

**REMOVAL OF PEREGRINE RETAIL LIMITED**

1. The Second Claimant shall hereby cease to be a party to these proceedings.
2. The Second Claimant is removed as a party to the Final Injunction. For the avoidance of doubt:
  - a. All references to “the Claimants” in paragraphs 5 to 18 of the Final Injunction shall be read as “the First Claimant” going forward; and
  - b. Only the First Claimant has the right to enforce the Final Injunction in the event of any future breach of the terms of the Final Injunction.

**FURTHER DIRECTIONS**

3. Liberty to apply.
4. No order as to costs.

**SERVICE**

5. The First Claimant to serve this Order upon the Defendants in accordance with paragraph 15 of the Final Injunction and upon the Second Claimant at its registered office address situate at: 10 Bricket Road, St Albans, Hertfordshire, AL1 3JX.
6. The Court has provided a sealed copy of this Order to the serving party’s solicitors:-

Pinsent Masons LLP

1 Park Row

Leeds

LS1 5AB

Reference: AF02/ CM80/MO0147.07467CM80

Email: [Claire.James@pinsentmasons.com](mailto:Claire.James@pinsentmasons.com)

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Email: [Connor.Merrifield@pinsentmasons.com](mailto:Connor.Merrifield@pinsentmasons.com)

## **COMMUNICATIONS WITH THE FIRST CLAIMANT**

7. Motor Fuel Limited's solicitors and their contact details are:

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**Dated:**

**IMPORTANT NOTICE**

**As this application was decided without a hearing, any party affected by this Order may apply to have the Order set-aside, varied or stayed. Any such application must be made within 7 days after the date the Order was served on the party applying.**