



IN THE COURT OF FIRST INSTANCE

OF THE ASTANA INTERNATIONAL FINANCIAL CENTRE

14 August 2024

CASE No: AIFC-C/CFI/2024/0013

ALAGUZOVA ASSEMGUL AMANGELDIYEVNA

Claimant

v

BAGAZAT AMANTAY

Defendant

JUDGMENT

Justice of the Court:

The Rt. Hon. The Lord Faulks KC

ORDER

- 1. The application for permission to appeal is granted.**

JUDGMENT

1. The Claimant has applied for permission to appeal against the judgment of Justice The Rt. Hon. Lord Banner on 15th February 2024 pursuant to Part 29 of the Rules of the AIFC Court.
2. He gave judgment for monies owing to the Claimant in relation to a car together with costs but refused an application for an Order requiring the Defendant to transfer the car back to the Claimant.
3. The Defendant has neither paid any of the sums owing to the Claimant in connection with the transfer of the car nor engaged with the court in relation to this litigation.
4. In my judgment an appeal has real prospects of success. The Defendant has acquired no rights in connection with the car and ought to return it to the Claimant.
5. I have read the application for permission to appeal and direct that there should be a short hearing (one hour allowed) on a day to be fixed as soon as is convenient to the Claimant and the Court. The hearing can be remote.
6. I further direct that the Claimant's lawyers should file for the hearing a draft order for the return of the car and any monies they say are owing.
7. The Defendant should be served with a notice of the hearing date.

By Order of the Court,

The Rt. Hon. The Lord Faulks KC,
Justice, AIFC Court

Representation:

The Claimant was represented by Ms. Ibragimova Assiya, "VETO" Legal Center" LLP, Astana, Kazakhstan.

The Defendant was not represented.