

**IN THE HIGH COURT OF JUSTICE OF THE  
FEDERAL CAPITAL TERRITORY ABUJA  
IN THE ABUJA JUDICIAL DIVISION  
HOLDEN AT JABI - ABUJA**

**BEFORE: HON. JUSTICE O.C. AGBAZA**

**COURT CLERKS: UKONU KALU & GODSPower EBAHOR**

**COURT NO: 11**

**SUIT NO: FCT/HC/PET/78/2019**

**BETWEEN:**

**COMFORT ENE OKOH.....PETITIONER**

**AND**

**GODSWILL ONOJA ODUH.....RESPONDENT**

**CONSENT JUDGMENT**

This Petition was filed on 23/1/19 by the Petitioner seeking for dissolution of their marriage with the Respondent. Thereafter, the parties through their counsel opted for out of court settlement, which led to filing of Terms of Settlement, which they want to enter as Consent Judgment.

Since this is a matrimonial matter, the court directed the Petitioner to lead evidence, consequently, the Petitioner as PW1 testified on Oath giving evidence of the marriage contracted on 14/2/2018, received as Exhibit "A" and thereafter went ahead to inform the court of Terms of Settlement entered by the parties –Exhibit "B", praying for dissolution of marriage. At the close of evidence of PW1 – Petitioner the Respondent Counsel says they are resting their case on the evidence of PW1, in urging the court to allow the Terms be entered as Consent Judgment.

Having carefully considered the evidence of PW1, which remain unchallenged of the PW1 – Petitioner and noting that in line with matrimonial proceedings the PW1 – Petitioner has led unchallenged evidence as to fact leading to the marriage and consensus of the parties to end their relationship, this court in the interest of justice allow the prayer of the parties, especially as consenting adults. In the light of all of this, I hereby entered a Decree Nisi dissolving the marriage, based on evidence and Terms of Settlement filed by the parties.

Accordingly, the marriage contracted on 14/2/2018 is hereby dissolved and should become absolute after three months from today and the said Terms of Settlement filed on 6/9/2019 is hereby entered as Consent Judgment of court in this Suit. I so order.

### **REPORT OF THE SETTLEMENT CONFERENCE**

PREAMBLE – On the 23<sup>rd</sup> May 2019, parties expressed willingness to settle all ancillary reliefs in the Petition filed by the Petitioner on the 23<sup>rd</sup> of January, 2019, hence this settlement conference. The said conference was held on the .....day of.....2019 and commenced by .....pm at the Chambers of Forest Hall Attorneys and in attendance to the said meeting were the following

- |                        |   |                      |
|------------------------|---|----------------------|
| 1. Comfort Ene Okoh    | - | Petitioner           |
| 2. Godwills Onoja Oduh | - | Respondent           |
| 3. Moses B. Bature     | - | Petitioner’s Counsel |
| 4. Ehi Barnabas Henry  | - | Respondent’s Counsel |

### **WHEREAS:**

1. The Parties in this Suit who are no longer interested in the marriage, the marriage haven broken down irretrievably and also parties have not consummate the said marriage, are desirous of amicably settling all ancillary matters in the Notice of Petition filed by the Petitioner save issue of dissolution of marriage which only this Honourable Court has the power to do so.
2. It is the intention of parties that the agreement reached in this settlement conference should cover Paragraph 11 (c) (d) and (e) of the Petitioner's Notice of Petition.
3. That the agreement so reached shall be filed and adopted as the Consent Judgment regarding the reliefs in Paragraph 11 (c), (d) and (e) of the Petitioner's Notice of Petition.

**IT WAS AGREED BY THE PARTIES AS FOLLOWS:-**

1. That both the Petitioner and the Respondent shall forego every expense and damages that may haverisen from the failed marriage, including those incurred during and after the marriage contracted at the Bwari Area Council Marriage Registry, FCT on the 14<sup>th</sup> of February, 2018.
2. The Petitioner shall drop every claim contained in Paragraph 11 (c), (d) and (e) of the Petitioner's Notice of Petition.
3. That the claim of ₦5,000,000.00 (Five Million Naira) as damages as contained in Paragraph 11 (d) and the Claim of ₦750,000.00 (Seven

Hundred and Fifty Thousand Naira) as cost of this Suit in the Notice of Petition is hereby dropped by the Petitioner.

4. The parties will focus only on issue in Paragraph 11 (a) and (b) of the Petitioner's Notice of Petition (That is the Dissolution of the marriage) which empowers only this Honourable Court to make pronouncement on such issues.

IN WITNESS WHEREOF THE PARTIES HERETO HAVE HERETO SET THEIR HANDS TO THIS TERMS OF AGREEMENT on the day and year above written.

Date this 6<sup>th</sup> day September 2019

**HONOURABLE JUSTICE O.C. AGBAZA**

(Presiding Judge)

13/1/2020

MOSES B. BATURE ESQ – FOR PETITIONER

EHI BARNABAS HENRY ESQ – FOR THE RESPONDENT