

IN THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY
IN THE ABUJA JUDICIAL DIVISION
HOLDEN AT ABUJA

SUIT NO: FCT/HC/M/1755/19
DATE: 17/12/2020.

BETWEEN:

IBRAHIM UMAR...PLAINTIFF/JUDGMENT CREDITOR/RESPONDENT

AND

LODIGIANI NIG. LTDDEFENDANT/JUDGMENT
DEBTOR/RESPONDENT

IN RE:

1. GREEN LAKE INTERNATIONAL LIMITED
 2. B. I. OGUNLEYE
 3. ALHAJI MOHAMMED ISYAKU LAWAL
 4. ALHAJI YERIMA
 5. UMAR BOBO
 6. ABDULRAHMAN SABO MAINA
 7. BASHIR ABUBAKAR
 8. SHEHU ISAH USMAN..... APPLICANTS
- VS

1. THE CHIEF REGISTRAR
HIGH COURT OF THE F.C.T ABUJA
2. THE DEPUTY SHERIFF,
HIGH COURT OF THE F.C.T ABUJA..... RESPONDENTS

JUDGMENT

(DELIVERED BY HON. JUSTICE SULEIMAN B. BELGORE)

In this case that was filed via an interpreter summons, we commenced hearing on 23/3/20. We have had various sittings

of the Court to wit: On 15/6/20, 30/6/20, 16/7/20, 30/11/20, 7/12/20 and 10/12/20.

During the above sittings of the Court, the Judgment Creditor/Respondent filed a preliminary objection to the suit and the applicant's counsel responded by filing a counter affidavits. For this see the record of Court sitting on 15/6/20, 16/7/20 and the processes filed in Court.

However, the matter took different turn on 30/11/20 when the learned Counsel to the Judgment/Creditor/Respondent, - Richard OssaiEsq., informed the Court that parties as were desirous of settlement out of Court.

The applicant Counsel S. O. Atabo and Tola OlorunfunmiEsq. for the 2nd& 3rd confirm the emerging plan of settlement out of Court. We consequently adjourned variously to 7/12/20, 10/12/20 and 17/12/20 to enable parties carried out the settlement and filed terms to that effect.

A few minutes ago, all learned Counsel for the parties on record informed the Court that settlement have been concluded and terms of settlement filed. They referred one after the other to the Terms of settlement dated 9/12/20 and filed on 16/12/20.

All Counsel i.e. S. O. Atabo (for applicant), Ossai Richard for Judgment Creditor/Respondent and Tola Olorunfunmi(for Respondents) took turns to urge me to adopt the terms of settlement filed and endorsed by them as the judgment of this Court.

I have considered their submission. I have equally perused the terms of settlement filed. It is dated 7/12/20 and filed on 16/12/20. It is also signed by all the parties and their Counsel.

Consequently, the same terms of settlement referred to above is hereby adopted as the consent judgment of this Court.

WHEREAS: The Applicants commenced this action via an Originating Motion dated the 6th day of December, 2019 and filed on the same date, praying for the following reliefs:

1. **AN ORDER** of this Honourable Court releasing the following vehicles namely;
 - i. Mercedezbenz GLK (Red Colour) with Chasis No: WDGGG8HB3AF333686.
 - ii. Toyota Camry XLE (Ash Colour) with Chasis No: C4026RC1120733.
 - iii. Mercedezbenz 350 (Maroon Colour) with Chasis No: AJGDA5HB9DA256117.
 - iv. Honda Accord (White Colour) with Chasis No: C4026RC1120733.
 - v. Toyota Camry SE (Black Colour) with Chasis No: JTNB11K3J30007893.
 - vi. Mercedezbenz ML350 (Ash Colour) with Chasis No: 4JGDA5HB9DA256117.
 - vii. Mercedezbenz ML350 (Ash Colour) with Chasis No: WDDHF84AA113425.

- viii. Mercedesbenz C400 (Black Colour) with Chasis No: WDD2120671A8445783.
- ix. Peugeot 508 (Black Colour) with Chasis No: VF38D5FC4HL300752.
- x. Range Rover (White Colour) with Chasis No: SALMF15426A219608 that was wrongly attached on the 3rd December, 2019.

2. And for such further or other orders as this Honourable Court may deem fit to make in the circumstances.

NOW THEREFORE,the Applicants and the Respondents herein agreed to settle the issues in respect of the subject matter of this suit upon the terms and conditions hereinafter stated.

- a. That the Applicants approached the Judgment Creditor and parties herein have agreed that the cars of the Applicants which were attached on the 3rd of December, 2019 by the Judgment Creditor to satisfy the judgment debt in suit No. CV/3082/2017, do not belong to the Judgment Debtor but to the Applicants who were not parties to suit No. CV/3082/2017.
- b. That the Court makes an order directing the Respondents (the Chief Registrar and the Deputy Sheriff) to herewith release to the Applicants the aforementioned cars which are presently in the custody of the Respondents (the Chief Registrar and the Deputy Sherriff) which were attached on the 3rd day of December, 2020 to satisfy the judgment debt in suit No. CV/3082/2017.

- c. That the Parties in this suit shall bear their respective cost of this action.
- d. That these Terms of Settlement be entered as Consent Judgment of this Honourable Court.

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S. B. Belgore
(Judge) 17-12-20.