

IN THE HIGH COURT OF JUSTICE OF THE F.C.T.

IN THE ABUJA JUDICIAL DIVISION

HOLDEN AT KUBWA, ABUJA

ON TUESDAY, THE 9TH DAY OF FEBRUARY, 2021

BEFORE HIS LORDSHIP: HON. JUSTICE K. N. OGBONNAYA

JUDGE

SUIT NO. FCT/HC/CV/2951/20

BETWEEN:

MOSES SUNDAY AJEHSON.....CLAIMANT

AND

1. CHRISTY YAKMUT.....DEFENDANTS

2. UNKOWN AND UNAUTHORIZED PERSONS

JUDGMENT

This Writ was filed on the 20/10/20 whereof the Claimant claims against the defendants as follows:-

- a. A declaration by this Hon. Court that the Claimant is the beneficial owner of the Plots of land known as plot 1811 and 1812, kubwa Extension IIIB, within Bwari Area Council, FCT –Abuja measuring about 1000 sqm. Respectively.
- b. A declaration by this Hon. Court that the Claimant’s title to the plots of land known as plots 1811 and 1812, kubwa Extension IIIB, within Bwari Area Council, FCT-Abuja measuring about 1000sqm respectively is valid and subsisting.

- c. A declaration by this Hon. Court that the Claimant is the Rightful owner of the Plots of land known as plot 1811 and 1812, kubwa Extension IIIB, within Bwari Area Council, FCT –Abuja measuring about 1000 sqm respectively.
- d. A declaration by this Hon. Court that the defendant's trespass to the Claimant's is the Plots of land known as plot 1811 and 1812, kubwa Extension IIIB, within Bwari Area Council, FCT – Abuja measuring about 1000 sqm is unlawful, illegal, unconstitutional and null and void.
- e. An order by this Hon. Court directing that the defendants especially the 1st defendant trespass to the claimant's plot of land known as plots 1811 and 1812, kubwa extension IIIB within Kubwa Area Council FCT-Abuja measuring about 1000sqm respectively by adding blocks on the existing fence and building fence and building structure on the property.
- f. An order of perpetual injunction restraining the defendants either by themselves, agents, attorneys, contractors or any person(s) howsoever described from further trespassing into the claimant's land known as plots 1811 and 1812 kubwa extension IIIB within Bwari Area Council FCT-Abuja measuring about 1000sqm respectively.
- g. An order of court mandating the defendants to pay the claimant general damages in the sum of N10, 000,000.00 for Unlawfully trespassing into the claimant's land known as plots 1811 and 1812 kubwa extension IIIB within Bwari Area Council FCT-Abuja measuring about 1000sqm respectively.

h. An order of court mandating the defendant to pay the claimant the cost of this action in the sum of N500, 000.00.

COURT:

This matter was filed on the 20/10/20 till date the Defendant has not been served with the Originating Processes. That means that the said defendant is not aware of the pendency of this Suit in this Court. This Court hereby DISMISSES this suit for want of diligent prosecution base on the extant provision of ORD.32 Rules of this Court.

SIGN
HON. JUDGE
9/2/21