

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

**CLERK: CHARITY ONUZULIKE
COURT NO. 9**

**SUIT NO: FCT/HC/PET/160/2021
DATE: 7/10/2024**

BETWEEN:

MRS. MORENIKE OJEWUMI..... PETITIONER

AND

MR. OLUBUNMI OJEWUMI.....RESPONDENT

**JUDGMENT
(DELIVERED BY HON. JUSTICE S. B. BELGORE)**

In this case wherein the Petitioner/Wife, sued the Respondent/Husband for dissolution of their marriage and other ancillary reliefs, the case upon transfer by the Hon. Chief Judge to this Court started on 8/7/2024. On that day, the Petitioner testified on oath with the Bible and concluded her examination-in-chief in that day. One Exhibit marked 'A' was put in evidence through her. The Exhibit is actually their Marriage Certificate evidencing marriage between the parties conducted at the Marriage Registry Lagos as conducted by one Otubauowo T. G; Federal Registrar on 13/8/2010. We then adjourned for cross-examination of the petitioner as PW1. On the 3/10/2024 when the case came up in Court, the learned Counsel to the Respondent/Husband put no question to the witness.

The petitioner's Counsel thereafter informed the Court they have no other witness to call and thus closed their case. We adjourned to 7/10/2024 for defence.

Today, the 7/10/2024, and a few minutes ago, the learned Counsel to the parties informed the Court that they have settled out of Court. They drew my attention to the Report/Terms of Settlement dated 7/10/2024 and filed same day. The two Counsel took turn to urge the Court to adopt it as the consent judgment of the Court.

I have considered their oral application and have also adverted to the content of the Terms of Settlement filed. It is signed by both parties and their respective Counsel.

The terms of settlement traced the history of the case in paragraph 1.0 – 1.5 thereof paragraph 2 dealt with the substance of their agreement and what they have clearly agreed among themselves especially as regards termination of their marriage and settlement of properties. See paragraph 2.1 thereof. Paragraph 3 deals with prayer to the Court to adopt it as the consent judgment of this Court.

I am satisfied with the Terms of Settlement filed on 7/10/2024 and I adopt it as the judgment of this Court. Terms of settlement is hereby attached as fully adopted.

For avoidance of doubt, it is hereby ordered as follows:

- (a) **AN ORDER** striking out paragraphs 3-13 of the Petitioner's witness statement on oath from the record.
- (b) **A DECLARATION** that the Properties situated at:
 - i. Block T2, Unit 5 in Lekki Gardens Estate IV, Alasia by General Paints after Abraham Adesanya Estate in Ajah Eti-Osa LGA, Lagos State and

- ii. No. 1 Omoniyi Street, Off Balogun Street, Iju-Ishaga Street, Lagos, Lagos State.

belongs to the Petitioner.
- (c) **AN ORDER** directing the Respondent to forthwith deliver up possession to the Petitioner of the original title documents over the properties situated at:
 - i. Block T2, Unit 5 in Lekki Gardens Estate IV, Alasia by General Paints after Abraham Adesanya Estate in Ajah Eti-Osa LGA, Lagos State and
 - ii. No. 1 Omoniyi Street, Off Balogun Street, Iju-Ishaga Street, Lagos, Lagos State.
- (d) **AN ORDER FOR SETTLEMENT** of the Petitioner's Property located at No. 1 Omoniyi Street, Off Balogun Street, Iju-Ishaga Street, Lagos State in favour of the Respondent on a rent-free leasehold basis for his lifetime or until re-marriage whereupon title and possession will revert to the Petitioner.

Signed
S. B. Belgore
(Judge) 7/10/2024