

**IN THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY ABUJA
IN THE GWAGWALADA JUDICIAL DIVISION
HOLDEN AT COURT NO. 12 JABI
BEFORE HIS LORDSHIP: HON. JUSTICE A. S. ADEPOJU
ON THE 26TH DAY OF NOVEMBER, 2024**

SUIT NO: FCT/HC/PET/442/2023

BETWEEN:

MR. UNYIME COLLINS MARK ----- PETITIONER

AND

MRS. CHINOMNSO OBINNA MARK----- RESPONDENT

M. O. AKOH appears with VICTORIA A. ADEYEYE for the Petitioner.

Petitioner not in Court.

DARLINGTON I. DIKE for the Respondent.

Respondent in Court.

CONSENT JUDGEMENT

The Petitioner on the 15th June 2023 filed a Petition against the Defendant on suit No. PET/442/2023 and the processes were served on the Respondent.

The Petitioner claims against the Respondent are as follows;

- a. A Decree of dissolution of the marriage.
- b. An order granting Custody of the child to the Respondent until the child attains reasonable age.
- c. An order allowing the Petitioner custody of the child during special occasions, weekends and holidays as he desires.
- d. An order giving the petitioner full responsibility of the education of the child to higher institution.
- e. And for such further order or orders as this Honourable Court may deem fit to make in this circumstance.

The Respondent in response to this suit PET/442/2023 on the 29th September, 2023 filed her Response and Cross Petition thereof wherein in her Cross Petition, she sort for the following reliefs.

- a) A Decree of Dissolution of marriage on the ground of the marriage has broken down irretrievably.

- b) An order of directing the Petitioner to pay the daughter's yearly school fee at Mellow Hills School located at FHA Lugbe Abuja as contained in the school's Placement Information Sheet and Fee Schedule and down to higher institution.
- c) An order of Possessory right of the Peugeot car with registration **No. ABJ 646 CF** registration name-Unyime Collins Mark, to the Respondent for school affairs for the daughter- Liorah Collins, while the Respondent fuels and fixes the car.
- d) An order directing the Petitioner to pay **N100,000 (One Hundred Thousand Naira)** per month to the Respondent as up keep of the daughter- Liorah Collins.
- e) An order directing the Petitioner to pay all medical bills of the daughter- Liorah Collins as the case may arise.
- f) An order granting right to the Petitioner to visit the daughter- Liorah Collins during holidays upon giving the Respondent a two days notice.

The Respondent foreclosed the Petitioner and opened her defence to prove her Cross Petition. The Parties are desirous of settling this matter amicably, whereof they have agreed to sign this terms of settlement accordingly.

THE PETITIONER & THE RESPONDENT HAVING AGREED MUTUALLY HEREBY DECLARE AND AFFIRM AS FOLLOWS;

1. A Decree of Dissolution of marriage on the ground of the marriage has broken down irretrievably.
2. That the name of the Respondent remains Chinomnso Obinna Achibiri.
3. The Petitioner is allowed right to speak with her daughter- Liorah Collins on phone at least 4 times weekly.
4. The Petitioner have right to stay with the child during holidays to familiarise with her and such visit the child.
5. Liorah Collins is at liberty upon attainment of adult age to relocate and live with the Petitioner vice versa as she so desires.
6. The Petitioner and Respondent shall make joint decisions regarding everything that concerns the child.
7. The Petitioner shall continue to pay the daughter's upkeep, yearly school fee and down to tertiary institution in Naira as he has been paying and shall have the result of the child sent to him every term.

8. The Respondent shall have sole legal custody of the child, Liorah Collins and shall be free to make emergency decisions in matters pertaining to the upbringing of the child, including health, education, religion, vacations, travel and welfare.
9. The Respondent shall have the Possessory right of the Peugeot- car with registration **No. ABJ 646 CF** registration name-Unyime Collins Mark, to run school affairs for the daughter- Liorah Collins, while the Respondent fuels and fixes the car.
10. That the mutual understanding reached between the Petitioner and Respondent are to ensure that parties settle their dispute accordingly. This settlement shall remain irrevocable and shall form as final judgment to suit PET/442/2023.

The terms of settlement dated 13/09/2024 and filed on the same date, endorsed by the parties in the presence of their Counsel is hereby adopted as the judgement of the Court.

SIGNED
HON. JUDGE
26/11/2024