

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

BETWEEN

CHARGE NO.:

CP/222/2023

FEDERAL REPUBLIC OF NIGERIA.....COMPLAINANT

AND

1. Mr. CECIL OSAKWE
2. Mr. VICTOR GIWA
3. Ms EDITH ERHUNMWUUSE.....DEFENDANTS

CHARGE

COUNT ONE

That you Cecil Osakwe of 1473, Inner Blocks Street, Abuja, Victor Giwa, of Sanja Plaza, Zone 5, Abuja all male, adult and Ms Edith Erhunmwuuse, female, adult of Garki Police Barracks, Abuja, sometimes in 2022 in Abuja, Nigeria within the Jurisdiction of this Honourable Court did conspire and broke into the house of one Ms Asabe Waziri located at Mekong Street, Maitama, Abuja with the assistance of some police officers now at large without her knowledge or consent and you carted away her entire properties worth N300,000,000.00 (Three Hundred millions of Naira) only including her international passport and cash. You thereby committed an offence contrary to 96 of the Penal Code Law and punishable under section of 97 of the same Law.

COUNT TWO

That you Cecil Osakwe of 1473, Inner Blocks Street, Abuja, Victor Giwa, of Sanja Plaza, Zone 5, Abuja all male, adult, sometimes in 2022 in Abuja, Nigeria within the Jurisdiction of this Honourable Court did conspire and agreed to take the law into your hands by unlawfully breaking into the house of one Ms Asabe Waziri with the assistance of some police officers now at large without an enforcement order of the relevant court and you destroyed her door and other properties worth N300,000,000.00 (Three Hundred millions of Naira) only. You thereby

Official
02/02/23

committed an offence contrary to 326 of the Penal Code Law and punishable under 327 of the same law.

COUNT THREE

That you Cecil Osakwe of 1473, Inner Blocks Street, Abuja, Victor Giwa, of Sanja Plaza, Zone 5, Abuja all male, adult, sometimes in 2022 in Abuja, Nigeria within the Jurisdiction of this Honourable Court did conspire and agreed to take laws into your hand and causing mischief against Ms Asabe WAZIRI by breaking into her house of with the assistance of some police officers now at large when you destroyed her door, entered into her house and destroyed and carted away her entire belongings worth N300,000,000.00 (Three Hundred millions of Naira) only. You thereby committed an offence contrary to 326 of the Penal Code Law and punishable under 327 of the same law.

COUNT FOUR

That you Ms Edith Erhunmwuuse female, Adult of Garki Police Station, Abuja, , sometimes in 2022 in Abuja, Nigeria within the Jurisdiction of this Honourable Court without lawful orders did conspire and assisted one Mr Cecil Osakwe of 1473, Inner Blocks Street, Abuja and Victor Giwa, of Sanja Plaza, Zone 5, Abuja all male, adult in breaking into the house of one Ms Asabe Waziri with the assistance of some other police officers now at large when you provided the container used to convey MS Asabe Waziri's entire properties worth N300,000,000.00 (Three Hundred millions of Naira) only including her international passport and cash to an unknown location. You thereby committed an offence contrary to Section 326 of the Penal Code law and punishable under section 327 of the same law.

COUNT FIVE

That you Cecil Osakwe of 1473, Inner Blocks Street, Abuja, Victor Giwa, of Sanja Plaza, Zone 5, Abuja all male, adult and Ms Edith Erhunmwuuse, female, adult of Garki Police Barracks, Garki Abuja, , sometimes in 2022 in Abuja, Nigeria within the Jurisdiction of this Honourable Court did trespass into the house of one Ms Asabe Waziri with the assistance of some other police officers

now at large and damaged her properties in the cause of your trespass. You thereby committed an offence contrary to 342 of the Criminal Code Law and punishable under section 348 of the same law.

COUNT SIX

That you Cecil Osakwe of 1473, Inner Blocks Street, Abuja, Victor Giwa, of Sanja Plaza, Zone 5, Abuja all male, adult sometimes in 2022 in Abuja, Nigeria within the Jurisdiction of this Honourable Court did threaten the life of one Ms Asabe Waziri when you sent her messages on her phone threatening to deal with her thereby causing her fear and intimidation. You thereby committed an offence contrary to section 396 of the Penal Code and punishable under section 397 of the same law.

COUNT SEVEN

That you Cecil Osakwe of 1473, Inner Blocks Street, Abuja, Victor Giwa, of Sanja Plaza, Zone 5, Abuja all male, adult sometimes in 2022 in Abuja,, Nigeria within the Jurisdiction of this Honourable Court did maliciously damage the properties of one Ms Asabe Waziri with the assistance of some other police officers now at large when you broke into her house and carted away her entire property N300,000,000.00 (Three Hundred Million Naira) only, locked them up in a container causing damage. You thereby committed an offence contrary to 326 of the Penal Code Law and punishable under section 327 of the same law.

COUNT EIGHT

That you Cecil Osakwe of 1473, Inner Blocks Street, Abuja, Victor Giwa, of Sanja Plaza, Zone 5, Abuja all male, adult sometimes in 2022 in Abuja, Nigeria within the Jurisdiction of this Honourable Court conspired with others and did knowingly mischievously caught off the flow of water to apartment of one Ms Asabe Waziri. You thereby committed an offence contrary to 331 of the Penal Code Law and punishable under the same section.

COUNT NINE

That you Cecil Osakwe of 1473, Inner Blocks Street, Abuja, Victor Giwa, of Sanja Plaza, Zone 5, Abuja all male, adult sometimes in 2022 in Abuja, Nigeria within the Jurisdiction of this Honourable Court conspired with others and when you knowingly and mischievously tempered with the electricity installation in the apartment of one Ms Asabe Waziri thereby causing her damage and hardship.

You thereby committed an offence contrary to 334 of the Penal Code Law and punishable under the same section.

Dated this 16th day of Jan.....2023



Fagbemi
M. B. Abubakar

Director, Public Prosecutions of the Federation
Kehinde A. Fagbemi
Assistant Chief State Counsel
Una Matthew Odu
Principal State Counsel

FOR: Honourable Attorney General of the Federation

For Service On:

1. Mr. Cecil Osakwe
1473, Inner Block Street
Central Business District
Abuja.
2. Mr. Victor Giwa
304A Sanja Plaza, Zone 5
Abuja
3. Ms. Edith Erhunmwuuse
Garki Police Barracks
Garki 2
Abuja.

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

BETWEEN

CHARGE NO.:

FEDERAL REPUBLIC OF NIGERIA.....COMPLAINANT

AND

1. Mr. CECIL OSAKWE
2. Mr. VICTOR GIWA
3. Ms EDITH ERHUNMWUUSE.....DEFENDANTS

AFFIDAVIT OF COMPLETION OF INVESTIGATION

I, **Mike Akawo**, male, Christian, adult of the Department of Public Prosecutions, Federal Ministry of Justice, do solemnly make oaths and state as follows:

1. That I am the head of the Investigating team in Charge of this case.
2. That by virtue of my position I am conversant with the facts of this case and have the authority of my superior officer and employer to depose to this affidavit.
3. That the Prosecuting Counsel in this case informed me in his office in the Federal Ministry of Justice, Abuja on Wednesday the 9th November, 2022 at about 10:00am and I verily believe him as to the following;
 - a. That the Defendant in this case was arrested in connection with offences of criminal intimidation, threat to life and related offences.
 - b. That investigation into this matter has been concluded.
 - c. That in his opinion, the investigation has so far revealed a prima facie case against the Defendant.

4. That I depose to this affidavit in good faith believing same to be true and correct to the best of my knowledge and in accordance with the Oaths Act, 2004.

Michael
Deponent

Sworn to at the High Court of the F.C.T. Registry, Abuja.
Dated this *2nd* day of *Feb*2023

BEFORE ME

[Signature] *2/2/2023*
COMMISSIONER FOR OATHS
HIGH COURT OF THE F.C.T.
ABUJA
ISYAKI USAR

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

BETWEEN

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AND

1. Mr. CECIL OSAKWE
2. Mr. VICTOR GIWA
3. Ms EDITH ERHUNMWUUSE.....DEFENDANTS

PROOF OF EVIDENCE

1. List of exhibits
2. List of Witnesses

Dated 16th this Day Jan 2023


M. B. Abubakar

Director, Public Prosecutions of the Federation
Kehinde A. Fagbemi
Assistant Chief State Counsel
UNA Matthew Odu
Principal State Counsel – Prosecutions
FOR: Honourable Attorney General of the Federation

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AND

1. Mr. CECIL OSAKWE

2. Mr. VICTOR GIWA

3. Ms EDITH ERHUNMWUUSE.....DEFENDANT

LIST OF EXHIBITS

1. Statements of the Defendants
2. The container containing the properties of the nominal complainant as carted away by the defendants.
3. The nominal complainant's entire household property as contained in the container carted away by the defendants.
4. The picture of the container
5. Text, email and WhatsApp messages threatening the nominal complainant.
6. Keys to the container containing the nominal complainant's property.
7. Flash drives of video.

Dated this 16th day of January 2023


M. B. Abubakar

Director, Public Prosecutions of the Federation

Kehinde A. Fagbemi

Assistant Chief State Counsel

UNA Matthew Odu

Principal State Counsel – Prosecutions

FOR: Honourable Attorney General of the Federation

IN THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY, ABUJA

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AND

1. Mr. CECIL OSAKWE
2. Mr. VICTOR GIWA
3. Ms EDITH ERHUNMWUUSE.....DEFENDANT

LIST OF WITNESSES

1. **DET SUNNY AMISON** he is leader of the Investigation Team. He will be telling the court about what he found in the course of investigation.
2. Ms Asabe Waziri. She is the nominal complainant in the case.
3. And other witnesses that the Prosecution may wish to call in the case.



M. B. Abubakar

Director, Public Prosecutions of the Federation

Kehinde A. Fagbemi

Assistant Chief State Counsel

UNA Matthew Odu

Principal State Counsel – Prosecutions

FOR: Honourable Attorney General of the Federation

IN THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY, ABUJA
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3. Ms EDITH ERHUNMWUUSE.....DEFENDANTS

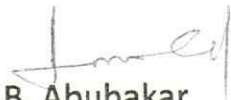
CASE SUMMARY

The Defendant had by a petition to the Nigerian Police complained of the breaking into her residence at Mekong Street Maitama of the defendants unlawfully and carting away her entire household properties and cash worth over N300,000,000.00 (Three Hundred Million Naira), including her international passport in the guise of enforcing a judgement of the FCT High Court. The said enforcement has since been denied by the Chief Registrar of the FCT High Court and the denial contained in a letter is attached to this processes where the Chief Registrar specifically stated that there was no such enforcement authorised by the court. The nominal complainant who is a defendant in that suit had actually filed and served on all parties including the 1st defendant in this case her Notice of Appeal against the said judgement, also attached hereto, yet the defendants in this case went ahead and took laws into their hands in contempt of the court.

The defendants, jointly and severally also went further and with the connivance of some police personnel, illegally invaded the nominal complainants residence above, broke into her house and damaged her entire household properties and carted them away to an unknown destination until the Police investigation

revealed the location with all properties in the container damaged. This, of course has brought untold hardship on the defendant.

Dated this 16th day of Jan 2023



M. B. Abubakar

Director, Public Prosecutions of the Federation

Kehinde A. Fagbemi

Assistant Chief State Counsel

UNA Matthew Odu

Principal State Counsel – Prosecutions

FOR: Honourable Attorney General of the Federation

THE NIGERIA POLICE

STATEMENT OF SUSPECT/ACCUSED

B9-

Police D19

DATE: 2-9-2022

PHONE NO: 08027600000

PCID ARWA STATION SEB FCID
NAME: Cecil Osakwe Nigerian
AGE/SEX: 54 OCCUPATION: Real Estate Broker Christian
ADDRESS: 1478 Inner Bolic Street Abuja
MARITAL STATUS: (MARRIED) Married

Having been duly cautioned in English language that I am not obliged to say anything in answer to the charges against me, unless I wish to do so, but whatever I say will be taken down in writing and may be given in Evidence. I voluntarily elect to State as follows:

SIGN: Osakwe

I am Cecil Osakwe, a lawyer and a Real Estate Investor, I was born in Onitsha in Anambra State, I am married with three children. I attended Premier Primary School Onitsha and West Hill High School Onitsha before proceeding to University of Nigeria Law School Lagos after I went to Nigeria Law School Lagos in 1993. I practiced Law with the Law Firm of Grant Partnership, Chadras before moving to the United States of America. (Acake wogiri was introduced to me by the Referee with the assistance of I have read the Referee with the assistance of by Denise Wogiri Everything made the Referee is False. Sometime in February 2021 Acake Wogiri was introduced to me by a Real Estate agent, she indicated interest in buying one of our apartments in Abek Siginaden apartments. I told that one apartment is \$15 million, I now asked how much discount she could give she says \$10 million. I eventually agreed for her to purchase early apartment at \$13 million. She says she wants to buy two. She made an initial deposit of \$1 million and I handed over the keys to the apartment, over some period of time she made other deposits totaling \$15 million. Denise Wogiri after taking possession she started giving Acake Wogiri sales of the property. For example she showed me one of the apartments as a short lease with parking in the Peoples Parking spaces and cars in the premises the records

THE NIGERIA POLICE

STATEMENT OF SUSPECT/ACCUSED

B2A

Police D19

DATE: 12-9-2022

PHONE NO: 08022650100

RC ID ABWJA STATION EEB FCID

NAME: Cecil Osaikwe NATIONALITY/TRIBE

AGE/SEX: 54 OCCUPATION: Real Estate Developer RELIGION: Christianity

ADDRESS: 1473 Inner Block St Abba

MARITAL STATUS: Married

Having been duly cautioned in English language that I am not obliged to say anything in answer to the charge(s) against me, unless I wish to do so, but whatever I say will be taken down in writing and may be given in Evidence. I voluntarily elect to State as follows:

SIGN: _____

The premises for over two months when the name general started receiving calls from the ABWJA ENVIRONMENTAL PROTECTION BOARD He mislead or that container the other residents around were also complaining that the container was disturbing due therefore, we now decided to move the container out of the neighborhood. The container was being secured by two of the private security daily until the container was moved to a safe and non disruptive place and the security were informed (and they follow) we never disobeyed any court order, as a matter of fact I have not set my eyes on though out all these cases, she is actually the one disobeying the court order. I never detained her. I brought the container from Inspector Edith and I have not even finished paying for the container. My lawyer earlier on before we went to court had written to EFCC due to the fact that she made some of the payments in cash. The EFCC have yet to finish their investigation. In our pleading to the court we asked the court to nullify the transaction because of some other mode of payment. After the court judgement the lights and water was disconnected as a penalty policy. we have a certified true copy of the judgement. After the judgement, she applied for stay for execution and the court refused it. I was not aware she went on appeal until after the enforcement of the judgement. after

THE NIGERIA POLICE

B1

STATEMENT OF SUSPECT/ACCUSED

DATE: 9th June, 2022

PHONE NO: 08033072372

FCIID

STATION ABUJA

NAME: GIWA Victor NATIONALITY/TRIBE: NIGERIAN/IGBA

AGE/SEX: 41/M OCCUPATION: RELIGION: CHRISTIAN

ADDRESS: 304th Sangha Plaza Zone 5 Abuja.

MARITAL STATUS: Married

Having been duly cautioned in English language that I am not obliged to say anything in answer to the charge(s) against me, unless I wish to do so, but whatever I say will be taken down in writing and may be given in Evidence. I voluntarily elect to State as follows:

Victor Giwa

I, Giwa Victor of the above address is a legal practitioner who practices (and in Nigeria, especially Abuja) in (Naija) law secondary school, Lagos and I went to Obafemi Awolowo University (OAU) - Ife. And from Edo State, Auchi. I have read through the petition written by Asabe Waziri. Everything in the petition is strange to me. The date when one container (she referred to was taken away, that is on the 8th of June, 2022, I was in Benin City, Edo State. I just came back on the (5th) 4th of June, 2022. I know nothing about the (where one container) whereabouts of the container. The container has been in the street of Mekoy street. I am just the lawyer of Cecil Osakwe and Abek Synthetic apartments. I have not threatened in any way. The last time I saw Asabe Waziri was about two months ago in the ICIS office. I do not know anything about the petition. The whole matter concerning a case with Cecil Osakwe and Abek Synthetic is in FCI High Court before Hon. Justice Babangida and Hon. Justice Othman. I came in into the case while the case was in Court before Hon. Justice Othman. I was not there when they manufactured the papers. Armed police men are by the papers on the approval of the Commissioner of Police, FCI Command. No thing is in the papers only private labels and just two uniformed private security men. I am not a lawyer. I go to Court for my client. No effort to rob her of her belonging as I do not live with her or stay with the environment. I have no idea about trucks so I do not know anything about truck in the premises.

THE NIGERIA POLICE

STATEMENT OF SUSPECT/ACCUSED

BIA

Police D19

DATE: 6-09-2022

PHONE NO: 08033072332

Fc 110 STATION: ABUJA
NAME: GIWA Victor NATIONALITY/TRIBE: IGBA/NIGERIAN
AGE/SEX: 41/M OCCUPATION: LAWYER RELIGION: CHRISTIAN
ADDRESS: Suite 305th SOMPA PLAZA ZONE 5, ABUJA
MARITAL STATUS: MARRIED

Having been duly cautioned in English language that I am not obliged to say anything in answer to the charge(s) against me, unless I wish to do so, but whatever I say will be taken down in writing and may be given in Evidence. I voluntarily elect to State as follows:

SIGN: *Victor Giwa*

In addition to my statement made 9th June, 2022 the Seal Container was taking to maritime when (A-E-PB) Abuja Environment (Protection Board) requested the management of the estate to remove the Container after series of calls to the management of the estate, Abek Signature Ltd. I only knew when I was taken to when I was invited by the police (Fc 110) to show where the container was carried to. I did not know why the container was taken as I was in Benin. I think the container was carried by the management because the estate is managed by the Management of Abek Signature Ltd, who chairman is Ceol Osoke. There were people in charge of the container before it was removed. The person name I don't know but they work with ASABE WIZURI. About 2 boys and she has the key to the container. I do not know whether they were consulted before the container was removed. I do not know what was used to carry the container. Edith is somebody known to me. She was the person that was trying to sell the container to Mr Ceol Osoke. But I do not know what they concluded about the container.

Victor Giwa
6-09-2022

THE NIGERIA POLICE

Police D19

STATEMENT OF COMPLAINT/WITNESS

AS

DATE: 28/6/2022

PHONE NO: 08060472926

STATION: _____ PROVINCE: _____
NAME: Edith Eghurumwase NATIONALITY/TRIBE: Bin
AGE/SEX: 39, f OCCUPATION: C-Servant RELIGION: Christian
ADDRESS: Garki police Barrack Garki 2 ABUJAH
MARITAL STATUS: Single

In the case of an accused person, the formal caution will be given and the fact recorded here in the manuscript

I Edith Eghurumwase was born into the family of Mr & Mrs Andrew Eghurumwase in Uburumwase L.C. in Edo State. I obtained my primary & secondary certificate at Ughurumwase in Edo State. In the year 2000, I am a police woman serving at Criminal Investigation Department (CID) Garki police Command Abuja. Sometime April 2022 Barr Crows vector carry my empty container from work kept without informing me. When I question him why did he carry my container, he told me that it was one of his clients he gave to keep his properties. I requested to know where he took the container to he gave me the address at Maitama, I went there to confirm where I saw the container with properties inside with some private security men guarding the container. I ask them where are these goods they said it belongs to their madam. I ask of the madam they told me she travel I requested for her number they said they don't have it, then I drop my phone numbers with them to give to their madam to call me. Because I wanted to use the container that period and she did not call me. On Saturday I also went there to check if the woman has removed the goods but she did not. They called Crows that when ever his done with the container he should let me know

022

**ILS ATTORNEYS
BARRISTERS & SOLICITORS**

1st Floor, Rivers House, Plot 83, Ralph Shodeinde Str
Central Business District, Abuja.
Tel: 08023025288,
E-mail: info@ilsattorneys.net
Web: www.ilsattorneys.net

25th feb 2022

The lead Partner

Victor Giwa & Associates

Suite 304/305A Samfa Plaza

Ndola Crescent

Wuse zone 5

Abuja

Attn: Victor Giwa LLM. 25/2/2022

original copy collected by M
Udeaja Miracle

Dear sir,

RE: JUDGMENT DELIVERED IN ABEH SIGNATURE LIMITED V
ASABE WAZIRI SUIT NUMBER: CV/2435/2021

2. NOTICE OF APPEAL

3. MOTION FOR STAY OF EXECUTION

4. ATTITUDE INIMICAL TO ADMINISTRATION OF JUSTICE AND
SELF HELP BY BARR. VICTOR GIWA

5. PREACTION NOTICE

Above subject matter and our letter dated 24th dec 2021 refers.

We act as retained solicitors to Madame Asabe Waziri(hereinafter referred to as our client.

We are very much aware that you are instrumental and championing the disconnection of services to our client's apartment since the 18th feb 2022. This is very obvious from your statement at the office of the DPO Maitama on Saturday night as well as your discussion with ACP Bennet Igwe that you want to execute the court judgment.

Please reply to new address:
House 14, Wuse Estate, Ibrahim Babangida Street,

C22A

It is rather curious that Barr Victor Giwa is not even the counsel on record but claims to be the estate manager for Abeh signature limited over the disputed property and now claims to want to execute the judgment of court Hon Justice A.O Musa which was delivered on 17th feb 2022

Kindly be aware that our client in view of the disconnection of electricity and water supply to her Apartment has moved into the hotel and we shall in due course pass the hotel bills to you and your client.

Please note that the law frowns at self-help. Please be properly guided.

Yours faithfully

B. A Oyefeso FICMC, FIMC, CMC, ABR
08023025288

babatunde@ilsattorneys.net



CC:

1. CLAIMANT

- ABEH SIGNATURE LIMITED
ABDULLAHI DAHIRU, SANTINO & CO
(Claimant's Counsel)
No. 8 Sunyani Street,
Off Nouakchott Street,
Wuse Zone 1,
Abuja.
2. Our client

OFFICE OF THE CHIEF REGISTRAR

HIGH COURT OF THE
FEDERAL CAPITAL TERRITORY
Plot 426, Tigris Crescent, Maitama, P.M.B. 89, Abuja.



27th June, 2022

The Deputy Inspector- General of Police,
Force Criminal Intelligence and Investigation,
Department (FCIID),
Area 10, Garki,
Abuja.

Attention: *ACP Y. Y. Abubakar*

RE: INVESTIGATION ACTIVITIES:

RE: ENFORCEMENT IN THE CASE OF ASABE WAZIRI VS. ABEH SIGNATURE LTD. CA/ABI/CY/2022

I have been directed by the Chief Registrar to respond to your letter on the above- captioned subject, dated 22nd June, 2022.

1. I confirm that the attached copy of the letter dated 21st March, 2022 emanated from our office.
2. I hereby attach a certified true Copy of the same letter dated 21st March, 2022, to facilitate your investigation.

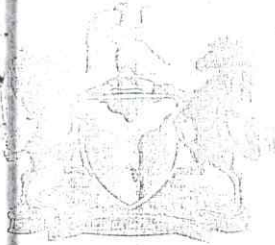
Kindly accept my deepest regards, please

Chukwuemeka Tony Ubani
Director, Enforcement.

CISA 158



OFFICE OF THE CHIEF REGISTRAR
HIGH COURT OF THE
FEDERAL CAPITAL TERRITORY
Plot 426, Tigris Crescent, Maitama, P.M.B. 89, Abuja.



Official

21st March, 2022.

THE ATTORNEYS
BARRISTERS & SOLICITORS
1st Floor, Rivers House,
Plot 83, Ralph Shodeinde Street,
Central Business District, Abuja.

(BA) Ofe so 22/3/22
Babatunde Ofe so

ATTENTION: B. A. Oyefeso

RE: ILLEGAL ENFORCEMENT IN THE CASE OF ASABE WAZIRI VS. ABEH SIGNATURE LTD. CA/ABJ/CV/2022

A CALL FOR IMMEDIATE INVESTIGATION AND RESTORATION OF ASABE WAZIRI TO THE PROPERTY PENDING THE RESOLUTION OF THE COURT OF APPEAL APPEAL DIVISION HEARING

I have been directed to respond to your letter on the above subject matter dated 18th March 2022 as follows:

1. The High Court of the FCT, Abuja did not authorize the levying of any execution in respect of the above named parties on the 18th day of March 2022.
2. Recall that at about 10:17 am on Friday 18th March 2022, Mr. B. A. Oyefeso called me on phone to enquire if it was officials of the High Court of the FCT, Abuja that were at the premises of the Judgment Debtor/Applicant to levy execution against her.
3. I informed him that we are yet to levy any execution in the above matter and that the Court did not authorize ANYONE to go for any enforcement in this matter.
4. On the same day (18th March, 2022) at about 10:39 am, Mr. Oyefeso called me on phone, saying that he was at the venue where his Client's property were being thrown out; and I still informed him that the High Court of the FCT neither authorized any execution nor has any hand in it. I told him in unmistakable terms that whatever that was going on there was illegal, since the Court did not authorize such a charade.

FCT HIGH COURT OF JUSTICE
CERTIFIED TRUE COPY
Abang F. Oje
H. A. Oje
Date: *27/3/22*

CISB

At about 11:22 am, same day, Mr. Oyefeso came to my office to confirm that the court was not involved. I placed a call to the O/C Legal, CSP Idachaba, who restated that neither the Court nor the Police Command was involved in the Illegal eviction of his client. Mr. Oyefeso heard all the conversations between me and the O/C Legal, since my Phone was on speaker.

- 6. Mr. Oyefeso, while in my office on the same day, with a Junior Counsel (a lady), placed a call to her client at the venue of the Illegal eviction, and she confirmed to him that the policemen there came from SARS.
- 7. At the High Court, enforcement is centrally done by the office of the Chief Registrar, through the office of the Director of Enforcement. This fact, I have already explained to Mr. Oyefeso, and he is aware of same.
- 8. I equally explained to Mr. Oyefeso that this Court cannot levy execution without taking the original file which includes the original copies of the warrant of possession and/or Writ of attachment, as the case may be, to the venue for sighting by the Judgment Debtor.
- 9. I also explained to him that this Court does not levy execution on the strength of a mere letter to the Police requesting for Police assistance. That we must first get approval in writing from the Police to release their men before we go for execution.
- 10. I explained to him that we do not make use of any Police man except those specifically and already assigned to the Court known as the Judges Protection Unit (JPU).
- 11. The Enforcement Department does not have any officer known as Isa Mohammed.
- 12. The Chief Judge of the High Court of the FCT, Abuja did not authorize any execution in respect to this matter on 18th March, 2022.
- 13. Since the High Court of the FCT, Abuja did not authorize the ejection of your Client, it cannot restore her to the place.

Thank you.

[Handwritten signature]

Chukwuemeka Tony Ubani
Director, Enforcement.

FCT HIGH COURT OF JUSTICE
 CERTIFIED TRUE COPY
 BY: *[Signature]*
 DATE: 27/6/22

- Council-in-Chambers**
- Chief C.P. Oli, Esq.
(Principal Partner/Notary Public)
 - Mrs. Chinenye C. Oli, Esq.
(Managing Partner)
 - Luther King Onyemkpa, Esq.
(Practice Manager)
 - Godfrey Encye, Esq.
(Head of Chambers)
 - C.J. Abengowe, Esq.
 - Nnamdi Nwaeonumah, Esq.
 - Charles Aniebonam, Esq.
 - Kodilinye Arinze, Esq.
 - Christian Nduka, Esq.
 - Reginald Nwali, Esq.
 - Babatunde Tijani, Esq.
 - Faith Ighinoghene, Esq.
 - Maryam Jubril, Esq.



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OLI & PARTNERS
 Legal Practice, Arbitration, Advisory, Public & Regulatory Consultants
 103 Ebitu Ukwue Street, Jabi, Abuja
 3A Oshodi Crescent, GRA, Lagos | Tel: 092016539, 08033459767, 08095599767
 E-mail: oli@olipartners.com, info@olipartners.com

Wednesday, 11 May 2022

Mr. Cecil Osakwe
 Plot 1473, Inner Block Street,
 Central Business District,
 Abuja.

ORIGINAL COPY COLLECTED BY
 METABUWA DATI AT
 11/05/2022 3:16pm

Sir,

RE: SUIT NO: FCT/HC/CV/927/2022

BETWEEN:

MS. ASABE WAZIRI V. ABEH SIGNATURE LIMITED & 3 ORS

LETTER OF DEMAND TO CEASE AND DESIST FROM TAMPERING WITH OR MOVING THE CLAIMANT'S PERSONAL PROPERTIES UNLAWFULLY EJECTED AND KEPT INSIDE A CONTAINER OUTSIDE HER HOUSE.

We are solicitors to Ms. AsabeWaziri, the Claimant in the above matter and we write you pursuant to our brief.

You will recall that you are a party to the above matter which is pending before the FCT High Court 22, Jabi per Hon. Justice Babangida Hassan and fixed for Definite Hearing on 19th May 2022.

We have it on good authority that despite the pendency of the above matter, you are still taking further active and illegal steps against our Client's personal properties which you unlawfully ejected from her house and kept inside a container outside her house in purported execution of judgment on 18th March, 2022 while her Appeal is pending before the Court of Appeal. We are informed

C23A

by our Client that you and your servants/agents are trying to move the container containing our client's personal properties to an unknown destination and thereafter deny subsequent liability.

Be advised that your illegal actions may lead to serious legal consequences if our Client's properties are further tampered with by either yourself or your servants/agents, as the Honourable court is still seised of the subject matter and parties are not allowed to alter the *status quo ante bellum*.

We have been authorized to explore all legal options and to proceed to take all necessary steps to recover all pecuniary losses and damages suffered by our Client against you in the event you fail to pay heed to this letter.

We hope that you will be properly guided, sir.

Yours Faithfully,


L. K. Onyemkpa, Esq
(Senior Partner)

CC:



1. THE 1ST DEFENDANT

ABEH SIGNATURE LIMITED

Plot 1473, Inner Block Street,

Central Business District,

Abuja

2. THE 3RD DEFENDANT

MR. VICTOR GIWA

Suite 304/305A,

SAMFA PLAZA,

C23B

Ndola Crescent,
Wuse Zone 5,
Abuja

3. THE 4TH DEFENDANT

THE CHIEF REGISTRAR

High Court of FCT Complex,
Maitama,
Abuja



- Chief C.P. Oli, Esq.
(Principal Partner/Notary Public)
- Mrs. Chinenye C. Oli, Esq.
(Managing Partner)
- Luther King Onyemkpa, Esq.
(Practice Manager)
- Godfrey Enyee, Esq.
(Head of Chambers)
- C.J. Abengowe, Esq.
- Nnamdi Nwaonumah, Esq.
- Charles Aniebonam, Esq.
- Kodilinye Arinze, Esq.
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- Babatunde Tijani, Esq.
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- Maryam Jubril, Esq.



C2H
O&P

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 E-mail: oli@oliandpartners.com, info@oliandpartners.com

Wednesday, 11 May 2022

MR. VICTOR GIWA

Suite 304/305A,
 SAMFA PLAZA,
 Ndola Crescent,
 Wuse Zone 5,
 Abuja.

Received by Mr
 Agwu Gabriel
 11th May 2022

Sir,

RE: SUIT NO: FCT/HC/CV/927/2022

BETWEEN:

MS. ASABE WAZIRI V. ABEH SIGNATURE LIMITED & 3 ORS

LETTER OF DEMAND TO CEASE AND DESIST FROM TAMPERING WITH OR MOVING THE CLAIMANT'S PERSONAL PROPERTIES UNLAWFULLY EJECTED AND KEPT INSIDE A CONTAINER OUTSIDE HER HOUSE.

We are solicitors to Ms. Asabe Waziri, the Claimant in the above matter and we write you pursuant to our brief.

You will recall that you are a party to the above matter which is pending before the FCT High Court 22, Jabi per Hon. Justice Babangida Hassan and fixed for Definite Hearing on 19th May 2022.

We have it on good authority that despite the pendency of the above matter, you are still taking further active and illegal steps against our Client's personal properties which you unlawfully ejected from her house and kept inside a container outside her house in purported execution of judgment on 18th March,

C24A

Central Business District,
Abuja

3. THE 4TH DEFENDANT

THE CHIEF REGISTRAR

High Court of FCT Complex,

Maitama,

Abuja

KASHIHEBAY KASHHEED
PROPERTY CHIEF REGISTRAR

the 29/06/2022

(11) Considering the circumstances of this case, it is ordered that the *status quo ante bellum* be maintained until the hearing and determination of the motion for stay of execution. The motion for stay of execution is adjourned to

IT IS HEREBY ORDERED THAT:

AND AFTER HEARING HENRY K. EMOU Esquire with S.A. Adayo Esquire, learned counsel for the Appellant-Applicant and Imde Fatola Esquire with the Appellant Esquire, learned counsel for the Respondent.

UPON THIS MOTION ON NOTICE filed on 14th March, 2022.

ON MONDAY THE 4TH DAY OF APRIL, 2022

(12) AND for such further or other orders as the Honorable Court may deem fit to make in the circumstances.

SIGNATURE LUTHER V. ASABE WAZIRI

Suit No FCT/HC/V/2435/2021 BETWEEN: ABEL
17th February, 2022, sitting as Court No. 7 Apo, Abuja in
Coram HON. JUSTICE O.A. MUSA delivered on the
stay execution of the judgment of the FCT High Court

(11) AN ORDER OF THIS HONORABLE COURT to
2022 paying for the following effects:

ASABE WAZIRI LIMITED
AND
RESPONDENT

ASABE WAZIRI LIMITED
APPELLANT/APPLICANT

BETWEEN

SUIT NO. FCT/HC/V/2435/2021

APPEAL NO. C/MAB/HC/V/2446/2022

HON. JUSTICE B.J. GAFAI - JUSTICE, COURT OF APPEAL

HON. JUSTICE I.A. OGANWU - JUSTICE, COURT OF APPEAL

HON. JUSTICE H.S. TSAMMANI - JUSTICE, COURT OF APPEAL

BEFORE THEIR LORDSHIPS

HOLDEN AT ABUJA

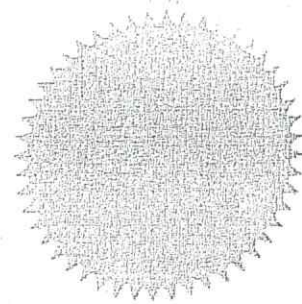
IN THE ABUJA JUDICIAL DIVISION

IN THE COURT OF APPEAL

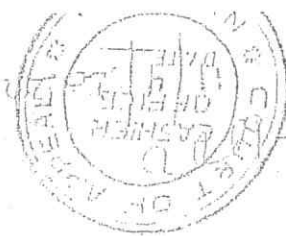
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EXH-3

HARUNA SIMON TSAMMANI
PRESIDING JUSTICE,
COURT OF APPEAL



CERTIFIED TRUE COPY
SIGNATURE OF REGISTRAR
TITI GARGA PWUL, ESQ
REGISTRAR
Date: 29/06/2022



29/6

(12)

(11)

(12)

(11)

