

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

BEFORE HIS LORDSHIP : HON. JUSTICE Y. HALILU
COURT CLERKS : JANET O. ODAH & ORS
COURT NUMBER : HIGH COURT NO. 24
CASE NUMBER : SUIT NO: CV/0163/17
DATE: : MONDAY 10TH FEBRUARY, 2020

BETWEEN

NNAMDI OSITA EDWIN EKWEOGWU..... CLAIMANT

AND

1. FEDERAL HOUSING AUTHORITY } DEFENDANTS
2. CHIEF JOSEPH BABA } }

RULING

I have listened to Laguda Adetola for the 2nd Defendant.. it is on record that leave to join was granted and 2nd Defendant was joined as Defendant in this Suit on the 9th October, 2018. The import was for the Claimant to have amended its Writ of Summon to reflect the name of the 2nd Defendant and serving parties same to enable 1st and 2nd Defendants accordingly amend and file their Defence.

Claimant failed to carry out the said exercise morethan one year. This is clearly unacceptable and unprofessional of counsel saddled with such responsibility. There can't be any better indiligence than this. Matter clearly can't be allowed to overweight the cause list. Application is founded. Suit is bound to be offloaded. Consequently Suit No. **CV/0163/17** abandoned is hereby struck out.

Justice Y. Halilu
Hon. Judge
10th February, 2020

APPEARANCES

W. E. Ivara with Obren A. and A.E. Atube - for 1st
Defendant.

Laguda Adetola with Osimade Oyinola for the 2nd
Defendant.

Plaintiff not in court and not represented.