

**IN THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY**

**IN THE ABUJA JUDICIAL DIVISION**

**HOLDEN AT APO  
CLERK: CHARITY  
COURT NO. 16**

**CHARGE NO: FCT/HC/CR/213/2019  
DATE: 3- 02 - 2020**

**BETWEEN:**

**FEDERAL REPUBLIC OF NIGERIA COMPLAINANT/RESPONDENT**

**AND**

- 1. TUNDE AYENI**
- 2. TIMOTHY AJANI OGUNTAYO.....**

**DEFENDANTS/  
APPLICANTS**

**RULING**

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

A short while ago, in fact about one minute ago, learned counsel to the 1<sup>st</sup> Defendant Mr Olalekan Ojo SAN applied orally to the court to allow the 1<sup>st</sup> Defendant to continue with the bail extended or granted to him by his Lordship V. Ashi (of blessed memory) on the same terms and conditions. The learned SAN had earlier traced the history of this case vis-à-vis the bail granted the 1<sup>st</sup> Defendant in the earlier Court of the late Judge. He added that while the bail lasted in the former Court, the 1<sup>st</sup> Defendant kept or never violated any of the terms and conditions of the bail. He thereby prayed me to grant this application.

Mr Olawale Akani SAN Counsel to the 2<sup>nd</sup> Defendant was similarly inclined. He adopted the same submission

and prayer of his colleague and urged me to grant the Application.

The learned Prosecution Counsel, Mr. Abbah Mohammed in the apparent show of prosecuting and not persecuting did not oppose this application.

I have considered the above simple oral application and having adverted to the content of the record of this transfer case, I believe there is considerable merit in the application.

The application is hereby granted intoto as prayed. By this I mean, the bail granted to the two Defendants by his Lordship V. Ashi (of blessed memory) are on the same terms and conditions on the 14 – 5 – 19 are hereby affirmed or adopted as if it was pronounced by me.

.....  
Suleiman Belgore  
(Judge) 3-2-2020.