



**IN THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY  
IN THE ABUJA JUDICIAL DIVISION  
HOLDING AT MAITAMA  
BEFORE HIS LORDSHIP: HON. JUSTICE H. B. YUSUF**



**SUIT NO: FCT/HC/CV/2313/2020**  
**MOTION NO: FCT/HC/M/8911/2020**

**BETWEEN:**

ONELINK INTERNATIONAL REO LIMITED.....CLAIMANT/APPLICANT

**AND**

1. RAYA FOR IMPORT AND EXPORT     )  
2. QATAR NATIONAL BANK             ).....DEFENDANT

**RULING**

Upon this Motion Exparte dated 28<sup>th</sup> July, 2020 and filed on the 29<sup>th</sup> July, 2020 by the Claimant/Applicant, seeking the following reliefs:

- (1) An Order of this Court granting leave to the Claimant/Applicant to issue and serve the Writ of Summons in this matter, and its accompanying processes on the Defendants at their last known addresses at No. 18, Elwaadi Elgedeed, Damanhour Behira, Egypt and No. 5 Champollion Building, Down Town, Cairo, Egypt, respectively outside the territorial jurisdiction of this Court.

- (2) An Order of this Court granting leave to the Claimant/Applicant to serve the Writ of Summons and its accompanying processes on the Defendants by substituted means, to wit: by Courier Service (vide DHL) to their last known addresses at No. 18, Elwaadi Elgedeed, Damanhour Behira, Egypt and No. 5 Champollion Building, Down Town, Cairo, Egypt, respectively.
- (3) An Order of this Court deeming the service of the Writ of Summons and its accompanying processes on the Defendants by Courier Service (vide DHL) to their last known addresses at No. 18, Elwaadi Elgedeed, Damanhour Behira, Egypt and No. 5 Champollion Building, Down Town, Cairo, Egypt, respectively
- (4) And for such further Order(s) as this Honourable Court may deem fit to make in the circumstances.

I have read the documents filed in support of this application, and listened to Peter Nwatu of counsel in his oral submission in amplification of the averments contained therein.

The Rules of this Court, particularly Order 8 (1) empowers this Court to make an Order allowing a Claimant to serve originating processes outside the jurisdiction of this Country. The Rule equally requires that before a Writ meant for service out of the jurisdiction

of this Court is taken or served, leave of this Court must be sought and obtained. It's also a cardinal principle of law relating to fair hearing that in order for a Court to determine the right of a party to any proceeding, such party must be put on notice.

I am of the opinion that this application has complied with the prescription of the law. Accordingly, I grant the application as prayed. In specific terms, I make the following Orders:

- (1) An Order is hereby made granting leave to the Claimant/Applicant to issue the proposed Writ and serve the same on the Defendants at their last known address in Cairo, Egypt, which is a place outside the jurisdiction of this Court and Nigeria.
- (2) That an Order is hereby granted appointing a Courier Service, namely, the DHL to effect the service; and
- (3) Such service is deemed as proper in the circumstances.

The substantive suit shall be adjourned to the 19/01/2021 for mention.

**Signed**  
**Hon. Justice H. B. Yusuf**  
**(Presiding Judge)**  
**30/09/2020**