

IN THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY
IN THE ABUJA JUDICIAL DIVISION
HOLDEN AT COURT NO. 4, MAITAMA ON THE
9TH DAY OF NOVEMBER, 2021

BEFORE HIS LORDSHIP: HON. JUSTICE U. P. KEKEMEKE

SUIT NO. FCT/HC/CV/0873/2018

COURT CLERKS: *JOSEPH ISHAKU BALAMI & ORS.*

BETWEEN:

STELLA ABURIME

CLAIMANT

AND

1. THE HON. MINISTER OF THE FCT 2. FEDERAL CAPITAL DEVELOPMENT AUTHORITY 3. MR. BITRUS ILIYA 4. UNKNOWN PERSONS	}	DEFENDANTS
--	---	-------------------

RULING

I have read the Motion and Affidavit. This is an application for joinder. The deponent avers that the Plot 257, the subject matter of this suit houses that are built over 50 years ago. That they have been living there for over 200 years ago. That they have not been compensated or relocated by the 1st and 2nd Defendants. That they have serious interest to protect.

The Defendants did not file a Counter Affidavit. By Order 13 (4) of the Rules of Court, any person may be joined as defendant against whom the right to any relief is alleged to exist whether jointly and severally.

The plot the subject matter of the suit is Plot 257, which relates to the other suit. The essence of joinder is to ensure that all parties who are likely to be affected by the outcome of the suit be made parties so as to completely and effectually adjudicate on the matter once and for all.

The parties sought to be joined are saying that the plot of land in controversy is their ancestral home. They will be affected and or likely to be affected by the outcome of this suit.

The 5th – 14th Applicants are hereby joined as 5th – 14th Defendants. The Claimants are hereby ordered to amend their Originating Processes to reflect the joinder.

On being served, the 5th – 14th Defendants shall within fourteen (14) days file and serve their Statement of Defence.

The Claimant shall file a Reply to the Statement of Defence if any within seven (7) days while suit is adjourned to 15th February, 2022 for Mention.

HON. JUSTICE U. P. KEKEMEKE
(HON. JUDGE)
09/11/2021

Claimant present.

Defendants absent.

O. C. E. **Elukoya**, Esq. for the Claimant with **Khamat** Elenu, Esq.

Betty **Umeugbulam**, Esq. with Helen O. Egbunu, Esq. for the 1st and 2nd Defendants.

Sylvester **Ogbelu**, for the 3rd – 5th Defendant.

(Signed)

Hon. Judge

09/11/2021