

**IN THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY,
IN THE ABUJA JUDICIAL DIVISION,
HOLDEN AT COURT NO. 7 APO, ABUJA.
BEFORE HIS LORDSHIP: HON. JUSTICE O. A. MUSA.**

SUIT NO: FCT/HC/BW/PET/64/2020

BETWEEN:

MR. BENEDICT KIZITO ADETOKUNBO TAIWO PETITIONER

AND

MRS. FELICITAS ADEDAYO TAIWO RESPONDENT

RULING

DELIVERED ON 25TH OCTOBER, 2021

I have carefully perused the order sought by the Applicant in the Preliminary Objection filed and moved. I equally understood the objection filed by the Respondent counsel in challenging the said preliminary objection urging the court to dismiss same.

Quoting order 23 Rule 1 of the rules of the court where it says no demurral shall be allowed.

Indeed, the applicant counsel was ordered to file its pleadings which he failed to comply as such, issues of jurisdiction raised is of no moment.

The rules/order of court must be obeyed before any other application may be entertained. Failure to do so therefore, the prayer sought by the applicant shall not be allowed.

On the whole, I agreed with the submission of the learned Petitioner/Respondent counsel and disagreed with the reasons of

the Respondent/Applicant Counsel, and hold that this Preliminary Objection is devoid of merit and same is dismissed accordingly. I so hold.

APPEARANCE:

Odion peter odia, Esq. for the Petitioner

Emmanuel Jonathan, Esq. for the Respondent

Sign
Hon. Judge
25/10/2021