

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

BEFORE: HIS LORDSHIP HON. JUSTICE SAMIRAH UMAR BATURE

COURT CLERKS:	JAMILA OMEKE & ORS
COURT NUMBER:	HIGH COURT NO. 32
CASE NUMBER:	SUIT NO. FCT/HC/PET/325/20
DATE:	1ST APRIL, 2021

BETWEEN:

MRS. SOLUCHI OGUGUA.....PETITIONER

AND

MR. BARON OGUGUA.....RESPONDENT

APPEARANCES:

Petitioner is in Court.

Davidson Oturu Esq with Rachel Nsefi Eyo Esq for the Petitioner

F. C. Anthony Esq for the Respondent.

JUDGMENT

The Petitioner Soluchi Ogugua has filed a decree for dissolution of her marriage to the Respondent dated 21st of December 2020 filed same day on the ground that the marriage has broken down irretrievably.

In her testimony before the Court today she testified that the parties have lived apart now for more than three years and she would like the Court to dissolve the marriage on the ground that the marriage has broken down irretrievably.

The learned Respondent's Counsel informed the Court that he did not have questions for the Petitioner and went further to add that the Respondent will not be giving evidence in this matter.

Therefore, having thoroughly considered the Petition, and the grounds predicated, same, I am satisfied that the Petitioner is able to bring this Petition within one of the grounds enumerated under Section 15(1)(2)a – h) of the Matrimonial Causes Act Cap LFN 2004 to prove that the marriage has broken down irretrievably.

I refer to Section 15(2)(e) of the Matrimonial Causes Act Cap M7 LFN 2004.

It provides: -

“That the parties to the marriage have lived apart for a continuous period of at least two years immediately preceding presentation of the Petition and the Respondent does not object to a decree being granted.”

In the circumstances, therefore, since this Petition is non-challenged, I hereby make an Order Nisi dissolving the marriage before the Petitioner Soluchi Ogugua and Baron Oyinye Ogugua celebrated at the AMAC, Registry Abuja on the 17th day of October 2008. The decree shall become absolute if nothing intervenes within a period of three months from this date.

Hon. Justice Samirah Umar Bature

***Hon. Judge.
1/4/2021***