

IN THE FEDERAL HIGH COURT OF NIGERIA
IN THE AWKA JUDICIAL DIVISION
HOLDEN AT AWKA
ON TUESDAY THE 15TH DAY OF APRIL 2014
BEFORE HON JUSTICE I.B. GAFAI
JUDGE

SUIT NO; FHC/AWK/CS/9/07

BETWEEN:

1. EMEKA CHINAGOLUM OBIANIKA }
2. CHIJOKE UWAEZUOKE OBIANIKA } ----- PLAINTIFFS

AND

1. MRS FELICIA OBIANIKA }
2. CHIEMEZIE OSITA OBIANIKA }
3. OKECHUKWU OBIANIKA }
4. DIVINE HOTELS LTD }
5. CORPORATE AFFAIRS COMMISSION } ---- DEFENDANTS

Parties absent

B.O. Abigwigo for the 1st – 4th Defendants.

RULING

I have examined and considered the documents tendered in evidence through PW1 by the learned Counsel for the Plaintiff. They are photocopies of :-

- i- Memorandum and Articles of Association of Devine Hotels Ltd;
- ii- Particulars of Directors (form CO7) of Devine Hotels Ltd;
- iii- Return of Allotment (form CO2) of Devine Hotels Ltd;
- iv- Statement of Share Capital of Devine Hotels Ltd; and
- v- Another Form CO7 of same Devine Hotels Ltd dated 8th of January 1997.

I have noted and considered the objection made by the learned Counsel for the 1st Defendants. Specifically, his objection is that all the documents sought to be admitted are not certified in accordance with sections 104 and 105 of the Evidence Act 2011. I have carefully read and

considered those provisions, viz-a-a-viz the documents sought to be admitted. I am satisfied that all the documents on their face appear duly certified and in substantial compliance with the provisions of section 104 of the Evidence Act. The objection is overruled and the documents are admitted in evidence and marked in the manner listed hereinabove as exhibits "1" "1A", "1B" "1C", and "1D" respectively.



I.B. GAFAI
JUDGE
15/04/14

Aguigwo:- It is for continuation of hearing.

The PW1 and the Plaintiff's Counsel are not in Court, even though they were in Court when the suit was adjourned to today for the Ruling and

continuation. I am also not asking for costs. I ask
for 8/7/14.

Court:- Adjourned to 8/7/14 for continuation of
hearing.

A handwritten signature in dark ink, appearing to be 'I.B. GAFAI', written over a horizontal line.

I.B. GAFAI
JUDGE
15/04/14