

IN CHAMBERS:

AYO ADEMILUYI, Esq. LL.B [OAU] Ife, B.L;
ADEYEMI TONTEH, Esq. LL.B [UNILAG], B.L;
FEMI DODO, Esq. LL.M [UNILAG-UAC], B.L;
ADEOLA KURU, Esq. LL.B [OOU], B.L;



DODO TAFARI LEGAL PRACTITIONERS

13 King George V Road Onikan, Lagos
P. O. Box 71908 Victoria Island, Lagos
dodotafari @ gmail.com
07085555443; 08140011190

9th June, 2023

The Chief Judge of Lagos State
Honourable Justice K. Alogba
High Court Complex, Ikeja, Lagos.

Your Lordship Sir,

Handwritten signature and date:
9/6/2023
9.42am

IN RE: SUIT N^o MCA/2439/2022 BETWEEN HENRY AGUGUO & UNKNOWN OCCUPIERS

APPEAL TO INVESTIGATE SHERIFF JINADU MOHAMMED & DEPUTY SHERIFF SAMUEL ONIAGBA FOR PERJURY & FRAUDULENT MISREPRESENTATION OF FACTS TO THE LAGOS MAGISTRATES COURT 5 SITTING AT AJEGUNLE, PRESIDED OVER BY HIS HONOUR, N. A. LAYENI, ESQ. [MAGISTRATE]

We are Legal Practitioners and Counsel to MR. ABUBAKAR HAMMED, MR. CHUKWUMA CHRISTIAN, MR. UCHE UWAEZUOKE and MR. JACOB OKON [hereinafter referred to as "our Clients"] and it is on their behalf and firm instructions that we write you over the above captioned subject - matter.

Our clients are tenants and residents of the subject - matter property at N^o 7 Yusuf Oloriede Street, Olodi - Apapa, Lagos, when the property was taken over by AMCON and listed for sale. Our client bid for the property and made an initial offer of ₦64,000,000.00 [sixty four million naira], which attracted AMCON's response, stating that the offer was low and requested for an upward review of our offer for the property.

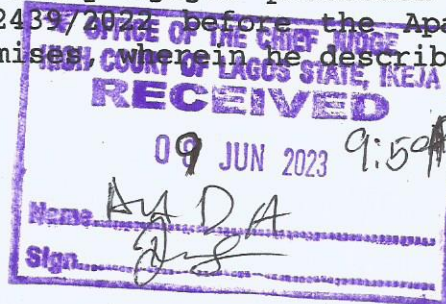
Our client further made another offer of ₦100,000,000.00 [one hundred million naira] to which AMCON kept mute and did not reply till date, only to come up with an auction and sale off the property to one Mr. Chigozie Henry Aguguo for the sum of ₦80,100,000.00 [eighty million one hundred thousand naira].

When our client got to know about the sale price, our client briefed us to challenge the sale and we filed an action against AMCON, the Auctioneer, the bidders and the said Mr. Henry Aguguo which is still pending before Hon. Justice Allagoa of the Federal High Court, Lagos.

Desirous of recovering possession and give away the property at an undervalue price, through fraudulent means, AMCON went back to the Magistrates Court Ajegunle, to file seven [7] suits for recovery of possession of the same premises against our clients & other tenants.

While we were defending the seven [7] suits for recovery of possession filed by AMCON, Mr. Chigozie Henry Aguguo proceeded to SECRETLY file another suit with N^o MCA/2439/2022 before the Apapa Magistrates Court, to recover the same premises, wherein he described

Dare Struggle...Dare Win !!!



our clients as "UNKNOWN OCCUPIERS" and connived with SHERRIFF JINADU MOHAMED, who FRAUDULENTLY deposed to affidavits of service without actually pasting the originating processes on the premises, in order to spring up a surprise of execution of Judgment on our clients.


The matter was assigned to Court 5, presided over by Magistrate N. A. LAYENI, Esq., who delivered Judgment on the 24th November, 2022. After fraudulently obtaining Judgment, Mr. Chigozie Henry Aguguo filed a motion to force open the premises and the DEPUTY SHERRIFF SAMUEL ONIAGBA fraudulently deposed to an affidavit stating that our clients have locked the doors to the premises, despite the fact that our clients were living in the premises until the day the same DEPUTY SHERRIFF SAMUEL ONIAGBA came to execute the judgment against our clients.

We filed an application to set aside the judgment and deposed to three separate counter - affidavits to the affidavits of service deposed to by SHERRIFF JINADU MOHAMED. The application was argued on the 11th May and despite affidavits of urgency filed along with the application to set aside the judgment, the Court in its own wisdom gave a lengthy adjournment and reserved ruling for the 15th June, 2023.

Our clients hereby adopt all the facts in their counter - affidavits to the affidavits of service and the affidavit in support of the motion to force open deposed to by SHERRIFF JINADU MOHAMED and DEPUTY SHERRIFF SAMUEL ONIAGBA which copies we have attached and shall rely upon in support of this petition.

We humbly appeal to your Lordship to investigate this complaint and recommend all person found wanting for appropriate disciplinary sanctions and prosecution for perjury.

Best Regards


FOR: DODO TAFARI LEGAL PRACTITIONERS
FEMI F. DODO, ESQ.