

**IN THE HIGH COURT OF JUSTICE, EDO STATE OF NIGERIA  
IN THE BENIN JUDICIAL DIVISION, HOLDEN AT BENIN CITY  
BEFORE HIS LORDSHIP, HONOURABLE JUSTICE E. F. IKPONMWEN –  
CHIEF JUDGE**

**THURSDAY, 11<sup>TH</sup> JANUARY, 2018**

**SUIT NO. B/77/2017**

**BETWEEN:**

ASEMOTA OSAS LUCKY    í    í    í    í    í    í    CLAIMANT

AND

1.    MR. NEHIZENA GODWIN	}	í    í    í	DEFENDANTS
2.    MR. OFURHIE PETER			

**J U D G M E N T**

On the 10/2/2017 the Claimant herein filed this Writ of Summons and Statement of Claim and other processes against an unknown developer and one Mr. Ofure as defendants. Subsequently, the present defendants filed due processes and the case was adjourned to 19/12/2017 for formulation of issues. There was no sitting on that day. However, the parties have on their own volition decided to resolve their case out of court and filed on 9/1/2018 the terms of settlement. I have perused the terms of settlement and I find that they resolve amicably all the reliefs sought by the claimant and the counter-claim by the 1<sup>st</sup> defendant. Accordingly, judgment is entered in this case as follows:

The claimant is now the rightful person entitled to the grant of Statutory Right of Occupancy over the parcel of land measuring 462.902 square meters lying and situate at Obe village by agreement with the defendant and upon the payment of the sum of ₦450,000.00 (four hundred and fifty thousand naira) which receipt the defendants have acknowledged as full and final payment for the land.

Consequently, the claim of the claimant is ordered dismissed except the declaratory claim in relief one of his statement of claim which takes effect from today.

The 1<sup>st</sup> defendant counter claim is dismissed.

I make no order as to cost.

Hon. Justice E. F. Ikponmwen  
Chief Judge.

**Counsel:**

G. I. Asowata Esq. with Miss F. O. Odiase for the Claimant.

P. I. Oiwoh Esq. for the Defendants.