

IN THE FEDERAL HIGH COURT OF NIGERIA
IN THE ABUJA JUDICIAL DIVISION
HOLDEN AT ABUJA

SUIT NO: FHC/ABJ/CS/320/2021

BETWEEN

IGWEAJAH PIUS OGBONNIA --JUDGMENT CREDITOR/GARNISHOR

(SUING IN HIS NAME AND ON BEHALF OF
LANDOWNERS AND OCCUPIERS AT OVIRI
ONUOGBU AMAEDIM, NGWOGWO COMMUNITY,
ISHIAGU IVO LOCAL GOVERNMENT AREA OF
EBONYI STATE)

AND

1. ZOTHMANN MINING LIMITED
2. VICTOR NWOKEJI
3. FEDERAL MINISTRY OF MINES AND STEEL DEVELOPMENT
4. NATIONAL ENVIRONMENTAL STANDARD AND REGULATIONS
ENFORCEMENT AGENCY (NESREA)
5. CHIEF FRIDAY OKAFOR
6. EMMANUEL KELECHI OCHUBA

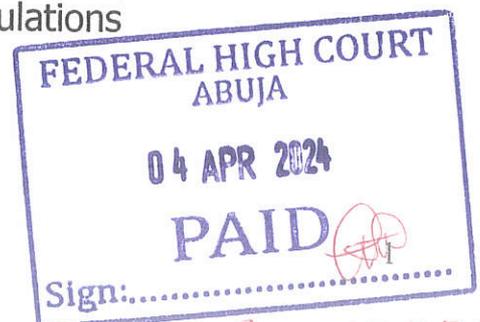
**MOTION ON NOTICE
BROUGHT PURSUANT:**

1. ORDER 35 RULE1(2B) AND RULE 2 OF THE FEDERAL HIGH COURT CIVIL PROCEDURE RULES 2019
2. AND UNDER THE INHERENT JURISDICTION OF THIS HONOURABLE COURT AS PRESERVED BY SECTION 6(6A) OF THE 1999 CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA, AS AMENDED

TAKE NOTICE that this Honourable Court shall be moved on..... the day of, 2024, at the hour of 9 O'clock in the forenoon or so soon thereafter as Counsel on behalf of the Applicant shall be heard praying this Honourable Court for the following Orders:

1. AN ORDER of this Honourable Court, committing;

- i. **Professor Aliyu Jauro,**
Director General/CEO
National Environmental Standards and Regulations
Enforcement Agency, Abuja.
- ii. **Chief Henry Dele Alake**
The Honourable Minister



281025877340

Federal Ministry of Mines and Steels Development
No 2, Luanda Crescent, Off Adetokumbo
Ademola, Crescent, Wuse 2, Abuja

- iii. **Obadiah Simon Nkom,**
The Director General
Mining Cadastre Office
37 Lobito Crescent, Off Adetokumbo
Ademola, Crescent, Wuse 2, Abuja.
- iv. **Prof. Aliyu Jauro**
The Director General/Chief Executive
National Environmental Standard Regulation
Enforcement Agency
No 56 Lome Crescent, Wuse Zone 7, Abuja
- v. **Balarabe Abbas Lawal**
Hon Minister of Environment
Ministry of Environment Headquarters
Mabushi, Abuja.
- vi. **Nwokeji Victor**
11, Caroline Ataunah Street, Lekki
Phase 1, Lagos.
- vii. **Nwokeji Nneamaka**
11, Caroline Ataunah Street, Lekki
Phase 1, Lagos.
- viii. **Onwuzurumba Chibuiké**
3rd Floor, 21 Boyle Street
Onikan Lagos.

to prison and detained in custody until they obey the orders of this Honourable Court made on the **11th of day of March 2024**, directing them to comply with relevant statutes which specifically provide for a minimum range of 3000 meters (3km) gap between the siting of a quarry site and living houses, to avert looming catastrophic human disaster in OVIRI ONUOGBU AMAEDIM, NGWOGWO COMMUNITY, ISHIAGU IVO LOCAL GOVERNMENT AREA OF EBONYI STATE.

Further, Take Notice that the Grounds of this application are:

1. This Honourable court in a well-considered Judgment delivered on the 11th of March 2024, made an order directing compliance with relevant statutes

which specifically provides for a minimum range of 3000 meters (3km) gap between the siting of a quarry site and living houses, to avert looming catastrophic human disaster in OVIRI ONUOGBU AMAEDIM, NGWOGWO COMMUNITY, ISHIAGU IVO LOCAL GOVERNMENT AREA OF EBONYI STATE.

2. Despite the subsisting orders of this Honourable Court made on the 11th day of March 2024, **Professor Aliyu Jauro**, Director General/CEO of National Environmental Standards and Regulations, **Chief Henry Dele Alake**, The Honourable Minister Federal Ministry of Mines and Steels Development, **Obadiah Simon Nkom**, The Director General Mining Cadastre Office, **Prof. Aliyu Jauro**, The Director General/Chief Executive National Environmental Standard Regulation Enforcement Agency, and **Balarabe Abbas Lawal** Hon Minister of Environment, Nwokeji Victor, Nwokeji Nneamaka, who are directors and the alter ego of the 1st Plaintiff Company and Onwuzurumba Chibuike who is the Company Secretary of the 1st Plaintiff/Judgment Debtor have not taken any steps, towards ensuring the mandatory minimum range of 3000 meters (3km) gap between the siting of the quarry site of the 1st and 2nd Defendants, in OVIRI ONUOGBU AMAEDIM, NGWOGWO COMMUNITY, ISHIAGU IVO LOCAL GOVERNMENT AREA OF EBONYI STATE in compliance with the subsisting judgment of the Federal High Court Abuja.

Dated this 4th day of April 2024.

✓ **Sir, Nkemakolam Okoro S.C., Esq.(LL.M)**



I.O Ikwuka Esq
Chirstopher Amodu Esq
Moses Bisalla Bature Esq
C.C Chukwu(Mrs)
I.A Ayugu Esq
N.J Obiezu Esq
O.E Asiegbu (Miss)
Meindinyo Nimi Esq
Hadiza Mohammed (Miss)
Emmanuel C. Emerenini, Esq
Counsel to the Judgment Creditor/Applicant
Suite F37 Melita Plaza
Area 11, Garki, Abuja
08033438283, 07013779779

FOR SERVICE ON

- i. **Professor Aliyu Jauro,**
Director General/CEO
National Environmental Standards and Regulations
Enforcement Agency, Abuja.
- ii. **Chief Henry Dele Alake**
The Honourable Minister
Federal Ministry of Mines and Steels Development
No 2, Launda Crescent, Off Adetokumbo
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No 56 Lome Crescent, Wuse Zone 7, Abuja
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Hon Minister of Environment
Ministry of Environment Headquarters
Mabushi, Abuja.
- vi. **Nwokeji Victor**
11, Caroline Ataunah Street, Lekki
Phase 1, Lagos.
- vii. **Nwokeji Nneamaka**
11, Caroline Ataunah Street, Lekki
Phase 1, Lagos.

viii. Onwuzurumba Chibuike

3rd Floor, 21 Boyle Street
Onikan Lagos.

For Service on the 1st & 2nd Defendants

C/O Counsel

Emeka Akabuogu Esq

Akabuogu & Associates

C/O PERAZIM CHAMBERS

4 Aguata Street, Off Gimbia Street

By Petrus Hotel Royale Area 11, Garki, Abuja

08061396230, 08055461557

info@akabuogulaw.com

5th and 6th Defendants

C/O Counsel

G.M Okorie Esq

Jude E. Nwovu & Co

C/O of Hezedeking & Co

Suit 0011 Jovidat Plaza

Off Ibrahim Off Ibrahim Idris Crescent

Jabi, Abuja,

08037908988

**IN THE FEDERAL HIGH COURT OF NIGERIA
IN THE ABUJA JUDICIAL DIVISION
HOLDEN AT ABUJA**

SUIT NO: FHC/ABJ/CS/320/2021

BETWEEN

IGWEAJAH PIUS OGBONNIA --JUDGMENT CREDITOR/GARNISHOR

(SUING IN HIS NAME AND ON BEHALF OF
LANDOWNERS AND OCCUPIERS AT OVIRI
ONUOGBU AMAEDIM, NGWOGWO COMMUNITY,
ISHIAGU IVO LOCAL GOVERNMENT AREA OF
EBONYI STATE)

AND

- 1. ZOTHMANN MINING LIMITED**
- 2. VICTOR NWOKEJI JUDGMENT DEBTORS/RESPONDENTS**
- 3. FEDERAL MINISTRY OF MINES AND STEEL DEVELOPMENT**
- 4. NATIONAL ENVIRONMENTAL STANDARD AND REGULATIONS
ENFORCEMENT AGENCY (NESREA)**
- 5. CHIEF FRIDAY OKAFOR**
- 6. EMMANUEL KELECHI OCHUBA**

STATEMENT IN SUPPORT

1. Description of the Applicant:

The Applicant **Igweajah Pius Ogbonnia** is a natural person, who sued for himself and on behalf landowners and occupiers at Oviri Onuogbu Amaedim, Ngwogwo Community, Ishiagu Ivo Local Government Area of Ebonyi State.

2. Description and address of the persons sought to be committed:

1. Professor Aliyu Jauro,
Director General/CEO
National Environmental Standards and Regulations
Enforcement Agency, Abuja.

2. Chief Henry Dele Alake
The Honourable Minister
Federal Ministry of Mines and Steels Development
No 2, Launda Crescent, Off Adetokumbo
Ademola, Crescent, Wuse 2, Abuja

3. Obadiah Simon Nkom,
The Director General
Mining Cadastre Office
37 Lobito Crescent, Off Adetokumbo
Ademola, Crescent, Wuse 2, Abuja.

4. Prof. Aliyu Jauro
The Director General/Chief Executive
National Environmental Standard Regulation
Enforcement Agency
No 56 Lome Crescent, Wuse Zone 7, Abuja

5. Balarabe Abbas Lawal
Hon Minister of Environment
Ministry of Environment Headquarters
Mabushi, Abuja.

6. Nwokeji Victor
Director Zothmann Mining Ltd
11, Caroline Ataunah Street, Lekki
Phase 1, Lagos.

7. Nwokeji Nneamaka
Director Zothmann Mining Ltd
11, Caroline Ataunah Street, Lekki
Phase 1, Lagos.

8. Onwuzurumba Chibuike
Company Secretary Zothmann Mining Ltd
3rd Floor, 21 Boyle Street
Onikan Lagos.

Dated this 3rd day of April 2024.


✓ **Sir, Nkemakolam Okoro S.C., Esq.(LL.M)**
I.O Ikwuka Esq
Chirstopher Amodu Esq
Moses Bisalla Bature Esq
C.C Chukwu(Mrs)
I.A Ayugu Esq

N.J Obiezu Esq
O.E Asiegbu (Miss)
Meindinyo Nimi Esq
Hadiza Mohammed (Miss)
Emmanuel C. Emerenini, Esq
Counsel to the Judgment Creditor/Applicant
Suite F37 Melita Plaza
Area 11, Garki, Abuja
08033438283, 07013779779
dynamicoptionchambers@gmail.com
nsokoro@nigerianbar.ng
www.dynamicoptionchambers.com

FOR SERVICE ON

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Director General/CEO
National Environmental Standards and Regulations
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- ii. Chief Henry Dele Alake**
The Honourable Minister
Federal Ministry of Mines and Steels Development
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For Service on the 1st & 2nd Defendants

C/O Counsel

Emeka Akabuogu Esq

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C/O PERAZIM CHAMBERS

4 Aguata Street, Off Gimbia Street

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5th and 6th Defendants

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Jude E. Nwovu & Co

C/O of Hezedeking & Co

Suit 0011 Jovidat Plaza

Off Ibrahim Off Ibrahim Idris Crescent

Jabi, Abuja,

08037908988

4. That despite the subsisting orders of this Honourable Court made on the 11th day of March 2024, **Professor Aliyu Jauro**, Director General/CEO of National Environmental Standards and Regulations, **Chief Henry Dele Alake**, The Honourable Minister Federal Ministry of Mines and Steels Development, **Obadiah Simon Nkom**, The Director General Mining Cadastre Office, **Prof. Aliyu Jauro**, The Director General/Chief Executive National Environmental Standard Regulation Enforcement Agency, and **Balarabe Abbas Lawal** Hon Minister of Environment, Nwokeji Victor, Nwokeji Nneamaka, who are directors and the alter ego of the 1st Plaintiff Company and Onwuzurumba Chibuike who is the Company Secretary of the 1st Plaintiff/Judgment Debtor, have all refused and neglected to comply
4. That I know as a matter of fact, that except **Professor Aliyu Jauro**, Director General/CEO of National Environmental Standards and Regulations, **Chief Henry Dele Alake**, The Honourable Minister Federal Ministry of Mines and Steels Development, **Obadiah Simon Nkom**, The Director General Mining Cadastre Office, **Prof. Aliyu Jauro**, The Director General/Chief Executive National Environmental Standard Regulation Enforcement Agency, and **Balarabe Abbas Lawal** Hon Minister of Environment, Nwokeji Victor, Nwokeji Nneamaka, who are directors and the alter ego of the 1st Plaintiff Company and Onwuzurumba Chibuike who is the Company Secretary of the 1st Plaintiff/Judgment Debtor, are sent to prison, they will continue to disobey the orders of this Honourable Court, made on the 11th day of March, 2024.
5. That I know as a matter of fact, that the enrolled judgment orders of this Honourable Court have also been duly served on the parties sought to be committed.
6. That I know as a matter of fact, that it shall be in the best interest of justice if this application is granted as prayed.
7. That I make this declaration conscientiously believing same to be true and in accordance with the Oaths Act, LFN, 2004.


Deponent

Sworn to, at the Registry of the Federal
High Court, Abuja, this 14th day of April 2024.


COMMISSIONER FOR OATHS

Exh 1

**IN THE FEDERAL HIGH COURT OF NIGERIA
IN THE ABUJA JUDICIAL DIVISION
HOLDEN AT ABUJA**

**ON MONDAY, THE 11TH DAY OF MARCH, 2024
BEFORE HIS LORDSHIP, THE HONOURABLE JUSTICE I. E. EKWO
JUDGE**

SUIT NO: FHC/ABJ/CS/320/2021

BETWEEN:

**IGWEAJAH PIUS OGBONNIA PLAINTIFF
SUING IN HIS NAME AND ON BEHALF OF LANDOWNERS
AND OCCUPIERS AT OVIRI ONUOGBU AMAEDIM,
NGWOGWO COMMUNITY, ISHIAGU, IVO LOCAL
GOVERNMENT AREA, EBONYI STATE**

AND

- 1. ZOTMANN MINING LIMITED**
- 2. VICTOR NWOKEJI**
- 3. FEDERAL MINISTRY OF MINES
AND STEEL DEVELOPMENT**
- 4. NATIONAL ENVIRONMENTAL
STANDARDS AND REGULATIONS
ENFORCEMENT AGENCY (NESREA)**
- 5. CHIEF FRIDAY OKAFOR**
- 6. EMMANUEL KELECHI OCHUBA**

FEDERAL HIGH COURT
ABUJA

13 MAR 2024

PAID

Sign:.....

3110 12865427
..... DEFENDANTS

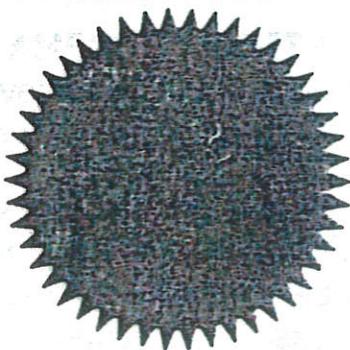
FEDERAL HIGH COURT ABUJA
Commissioner For Oath

Sign:..... Date: 14/3/24

JUDGEMENT ORDER

**UPON THE AMENDED WRIT OF SUMMONS
filed 17th November, 2021 coming up before this
Court seeking the following reliefs:**

- 1. A DECLARATION that the Plaintiff who sues
in a representative capacity for himself and
on behalf of the landowners and occupiers
at Oviri Onuogbu Amaedim, Ngwogwo
Community, Ishiagu, Ivo Local Government
Area of Ebonyi State are in legal, lawful and
rightful possession and occupation of all
that parcel of land described as Oviri**



[Signature]
.....
**Hon. Justice I. E. Ekwo
Judge**

CERTIFIED TRUE COPY
FEDERAL HIGH COURT ABUJA

Sign:..... Date: 13/3/24

[Signature]
K. S. Ananti Esq (P.R.)

Onuogbu Amaedim, Ngwogwo Community Ishiagu, Ivo Local Government Area, Ebonyi State, Nigeria, same being their ancestral home and lands and are consequently - entitled to peaceful possession, occupation and enjoyment of same without any let or hindrance.

2. A DECLARATION that the acts of the 1st and 2nd Defendants, their aides, workers, agents, privies, and/or servants in their forcible trespass into the ancestral home and lands of the Plaintiff with a view to carrying out quarry, mining and blasting activities will certainly have direct adverse effect on the Plaintiff's livestock, buildings, tombs, totems, residential homes, streams, cash crops and right to life and dignity of the human person.


.....
Hon. Justice I. E. Ekwo
Judge

3. A DECLARATION that the refusal, failure or neglect by the 1st and 2nd Defendants to first carry out an Environmental Impact Assessment (EIA) on its mining and blasting site and observe the required mining distance from the residential homes of the Plaintiff to the quarry, mining and blasting site, are illegal, wrongful, unconscionable and unlawful.

4. A DECLARATION that the alleged consent clandestinely and surreptitiously obtained by the 1st and 2nd Defendants from few indigenes of the Community who are not among the land owners and occupiers at Oviru Onuogbu, Amaedim, Ngwogwo Community, Ishiagu, Ivo Local Government Area of Ebonyi State, and who will also not be adversely affected by any environmental adverse effect, consequent upon the mining and blasting activities of the 1st

Defendant at its proposed quarry and blasting operations site in the community, is illegal, wrongful unlawful, null and void and of no effect whatsoever.

5. A DECLARATION that the 1st and 2nd Defendants, by themselves, their workers, servants, agents, taking steps to demolish all, or any part of the structures, built or erected by the Plaintiff in the said community, including farmlands, economic trees, livestock, totems, relics, etc. which fall within the approved minimum range of 3000 meters (3km) gap, in line with section 19 of National Environmental Quarry and Blasting Operation Regulations, 2013, read together with Section 12 (14) of the EIA Act, 1992 is illegal, wrongful unlawful, null and void and of no effect whatsoever.

6. A DECLARATION that the alleged mining license granted to the 1st Defendant by the 3rd Defendant to mine in Ngwogwo Community without first ascertaining the Environmental Impact Assessment report (EIA) of the 1st Defendant, to know the adverse environmental consequences and operational impact of the proposed quarry site and blasting activities in the residential environment in Ngwogwo Community in Ishiagu LGA, Ebonyi State, as well as non-compliance with other extant laws are illegal, wrongful, unlawful, unconscionable, null and void and of no effect whatsoever.

7. A DECLARATION that it is, illegal, wrongful, unlawful, unconscionable, null and void and of no effect whatsoever for the 4th Defendant to neglect or fail to ensure that the 1st and 2nd Defendants first carried out its duty and obligation of conducting and


.....
Hon. Justice I. E. Ekwo
Judge



presenting to the 4th Defendant the Environmental Impact Assessment/Statement (EIA/EIS) as well as the Environmental permits and mining permits before granting the 1st and 2nd Defendants the licence to embark on installations of equipment and intending commencement of works in the Plaintiff's community.

8. A DECLARATION that it is illegal, wrongful, unlawful, unconscionable, null and void and of no effect whatsoever, for the 3rd Defendant to allegedly grant mining licence to the 1st Defendant, to carry out mining and blasting activities in Ngwogwo Community without first demanding, sighting and ascertaining the EIA to know the adverse environmental consequences of the proposed quarry and blasting operation activities of the 1st Defendant on lives, farms and properties in Ngwogwo Community, Ishiagu LGA, Ebonyi State.

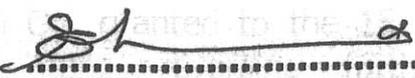

.....
Hon. Justice I. E. Ekwo
Judge

9. A DECLARATION that the inability of the 1st and 2nd Defendants to first present a copy of the Environmental Impact Statement (EIS) of the quarry and blasting site to the 4th Defendant, not having a valid Air Quality and Waste Substance permits and refusing to conduct Environmental Audit Report (EAR), before undergoing installation of equipment and attempts to commence works in Ngwogwo Community are illegal, wrongful, unlawful, unconscionable, null and void and of no effect whatsoever.

10. A DECLARATION that the mining permit (No. 27690 QL) granted to the 1st Defendant by the 3rd Defendant to mine granite at Oviru Onuogbu, Amaedim, Ngwogwo, Ishiagu quarry site, Ivo LGA,

Ebonyi State, was done without due consideration to extant laws concerning mining activities in a residential environment and are therefore illegal, wrongful, unlawful, unconscionable, null and void and of no effect whatsoever.

11. A DECLARATION that the proximity of the 1st and 2nd Defendants' quarry and blasting site to human settlements, farms, lands and ecologically sensitive environment having fallen below the National Standards as provided for in the National Environmental Quarry and Blasting Operations Regulations, 2013, are acts which are unlawful, illegal, unconscionable, null and void and of no effect whatsoever.
12. AN ORDER revoking mining permit No. 27690 QL, granted to the 1st Defendant, halting and reversing forthwith, the wrongful, illegal and unlawful trespass made into the ancestral lands of the Plaintiff in Ngwogwo Community by the 1st and 2nd Defendants by themselves, their workers, servants, agents, assigns and/or privies.
13. AN ORDER OF PERPETUAL INJUNCTION restraining the 1st and 2nd Defendants, their workers, servants, agents and/or privies howsoever from harassing, intimidating and/or disturbing the peaceful ownership, possession, occupation and enjoyment by the Plaintiff of his said ancestral lands and that of the people of Ngwogwo Community, Ivo LGA of Ebonyi State.
14. AN ORDER OF PERPETUAL INJUNCTION, restraining the 1st and 2nd Defendants, whether by themselves, their workers, servants, agents, assigns from embarking


.....
Hon. Justice I. E. Ekwo
Judge

on, or taking steps to demolish all, or any part of the structures, built or erected by the Plaintiff in the said community, including farmlands, economic trees, livestock, totems, relics, etc. which fall within the approved minimum range of 3000 meters (3km) gap, in line with Section 19 of National Environmental Quarry and Blasting Operation Regulations, 2013, read together with Section 12 (14) of the EIA Act, 1992.

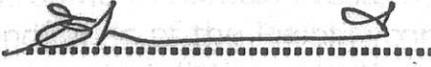
15. The sum of ₦5,000,000,000 (Five Billion Naira) only being general damages incurred as a result of the wrongful, illegal and unlawful trespass, fear and trauma caused to the Plaintiff through the Defendants' hazardous mining and blasting activities on the environment, homes, livestock, totems, relics and lands of the Plaintiff consequent upon the pre-installation activities of the 1st and 2nd Defendants.

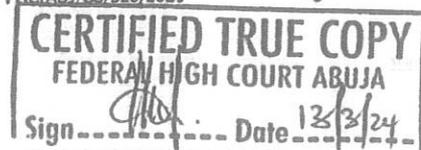
16. The sum of ₦50,000,000.00 (Fifty Million Naira) only being cost of this suit.

And the Court having delivered its Judgement.

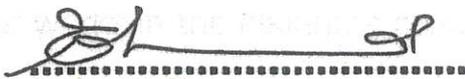
IT IS HEREBY ORDERED AS FOLLOWS:

1. Relief 1 is refused.
2. Relief 2 is refused.
3. Relief 3 is granted and a declaration is hereby made that the refusal, failure or neglect by the 1st and 2nd Defendants to first carry out an Environmental Impact Assessment (EIA) on its mining and blasting site and observe the required mining distance from the residential homes of the Plaintiff to the quarry, mining and blasting site, is wrongful.


.....
Hon. Justice I. E. Ekwo
Judge



4. Relief 4 is refused.
5. Relief 5 is refused.
6. Relief 6 is refused.
7. Relief 7 is granted and a declaration is hereby made that it is wrongful for the 4th Defendant to neglect or fail to ensure that the 1st and 2nd Defendants first carried out its duty and obligation of conducting and presenting to the 4th Defendant the Environmental Impact Assessment/Statement (EIA/EIS) as well as the Environmental permits and mining permits before granting the 1st and 2nd Defendants the licence to embark on installations of equipment and intending commencement of works in the Plaintiff's community.

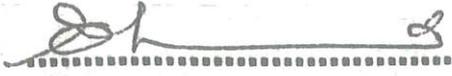


Hon. Justice I. E. Ekwo
Judge

8. Relief 8 is refused.
9. Relief 9 is refused.
10. Relief 10 is refused.
11. Relief 11 is refused.
12. Relief 12 is refused.
13. Relief 13 is refused.
14. In considering Reliefs 14 and 15 concerning the terms of the Mining Permit No. 27690 QL granted by the 3rd Defendant to the 1st and 2nd Defendants, the 1st, 2nd, 3rd and 4th Defendants are hereby ordered to comply with the relevant provisions of the enabling statutes and to pay compensation for failure thereto.
15. The 1st and 2nd Defendants are hereby ordered to pay the sum of ₦200,000,000.00



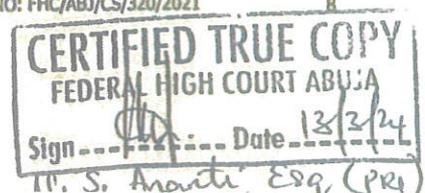
(Two Hundred Million Naira) only being general damages incurred by the Plaintiff consequent upon the pre-installation activities of the 1st and 2nd Defendants.


.....
Hon. Justice I. E. Ekwo
Judge

16. The 1st and 2nd Defendants are hereby ordered to pay the sum of ₦20,000,000.00 (Twenty Million Naira) only being cost of this suit to the Plaintiff forthwith.

ISSUED AT ABUJA, under the hand of the Presiding Judge, **Hon. Justice I. E. Ekwo**, and seal of the Court this 11th day of March, 2024.


.....
Daisy Esa (Miss)
Registrar



2.1. Whether this Honourable Court has the requisite jurisdiction to grant this application as prayed.

3.0. LEGAL ARGUMENTS

3.1. It is our respectful submission that this Honourable Court has the requisite jurisdiction to grant this application as prayed. We humbly refer this honourable court to the case of **AG ANAMBRA STATE v. AG FRN & ORS(2005) LPELR-13(SC)** where the Supreme Court held as follows:

"The law in this instance is clear that it is settled that it is the unqualified obligation of every person against or in respect of whom an order is made by a court of competent jurisdiction to obey it unless and until that order is discharged and this the moreso, where the person affected by the order believes it to be irregular or void. In so far as the order exists, it must be obeyed to the letter. See Military Governor of Lagos State v. Ojukwu & Anor. (1986) 1 NWLR (Pt. 18) 621 SC. An order of court, no matter the fundamental vice attaching thereto, remains legally binding and valid until set aside by due process of law."Per TOBI, J.S.C (P. 54, paras. C-F)

3.2. My Lord, by Order 35 of the Federal High Court Civil Procedure Rules 2019, this Honourable Court is empowered to grant this application as prayed.

3.3. We most humbly urge this Honourable Court to grant this application as prayed. The Applicant has established by credible evidence the existence of valid orders of this Honourable Court and the service of same on the Respondents. The Applicants have also established the Respondents' refusal and neglect to obey the valid orders of this Honourable Court.

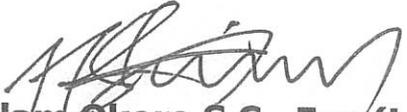
4.0. Conclusion:

4.1. This Honourable Court is most respectfully urged to grant this application to protect the jurisdiction and integrity of this Honourable Court.

May it please, my Lord!

Dated this 4th day of April 2024.

✓


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FOR SERVICE ON

- i. **Professor Aliyu Jauro,**
Director General/CEO
National Enviromental Standards and Regulations
Enforcement Agency, Abuja.
- ii. **Chief Henry Dele Alake**
The Honourable Minister
Federal Ministry of Mines and Steels Development
No 2, Launda Crescent, Off Adetokumbo
Ademola, Crescent, Wuse 2, Abuja
- iii. **Obadiah Simon Nkom,**
The Director General
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Ademola, Crescent, Wuse 2, Abuja.
- iv. **Prof. Aliyu Jauro**
The Director General/Chief Executive
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No 56 Lome Crescent, Wuse Zone 7, Abuja

- v. **Balarabe Abbas Lawal**
Hon Minister of Environment
Ministry of Environment Headquarters
Mabushi, Abuja.

- vi. **Nwokeji Victor**
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