

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

SUIT NO: FHC/ABJ/CS/2698/2025

HADIZA USMAN APPLICANT

AND

- 1. ECONOMIC AND FINANCIAL CRIMES COMMISSION
(EFCC)**
- 2. DR HALIMA ALFA..... RESPONDENTS**

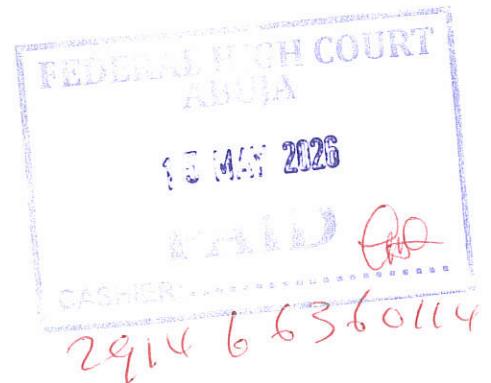
**MOTION ON NOTICE
BROUGHT PURSUANT:**

- 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, 2026, 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;

Mr. Ola Olukoyede
Executive Chairman,
Economic and Financial Crimes Commission,
EFCC Headquarters,
Jabi, Abuja,

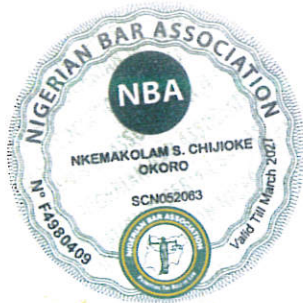


to prison, and detained in custody until he obeys the orders of this Honourable Court, made on the **20th day of April, 2026**, wherein this Honourable Court ordered EFCC to release forthwith, to the Applicant, all the items, personal effects removed, carried away, or confiscated from the Applicant's house, as listed in the inventory attached to the 1st Respondent's counter affidavit as Exhibit EFCC 3; and tender a public apology to the Applicant as appropriate.

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

1. This Honourable Court, in a judgment order, made on the 20th day of April, 2026, wherein the 1st Respondent (EFCC), was ordered to release forthwith, to the Applicant, all the items, personal effects removed, carried away, or confiscated from the Applicant's house, as listed in the inventory attached to the 1st Respondent's counter affidavit as Exhibit EFCC 3.
2. This Honourable Court also ordered the 1st Respondent (EFCC), to tender a public apology to the Applicant as appropriate.
3. Despite the subsisting orders of this Honourable Court made on the said 20th day of April, 2026, the EFCC till date, declined, refused, and neglected to obey the said orders of this Honourable Court, and continued to hold on to the items and personal effects of the Applicant, and also failed, neglected and refused to tender a public apology to the Applicant as appropriate, in flagrant disregard and disobedience to the lawful orders of the Federal High Court, contrary to the provisions of section 287(3) of the 1999 Constitution of the Federal Republic of Nigeria (as amended).

Dated this 14th day of May, 2026.



✓ Sir, Nkemakolam Okoro S.C., Esq
C.C Chukwu(Mrs)
Emmanuel Emerenini, Esq
Enore Omijie, Esq
Counsel to the Applicant
Suite F37 Melita Plaza
Area 11, Garki, Abuja
08033438283, 07013779779
dynamicoptionchambers@gmail.com
nsokoro@nigerianbar.ng
nsokoro@nigerianbar.ng

The 1st Respondent,

C/O Counsel
Attah Monday Ocholi Esq
The Economic and Financial Crimes Commission
EFCC Headquarters
Jabi, Abuja,
08036009577

Attah-ocholi@yahoo.com

2nd Respondent

Halima I Alfa

Lebo-Albert Ekito A.

Fatima Oiza Idris

Emmanuel Onah

Nasiru Arikushola

Halima Alfa & Associate

Halima Alfa Chambers

No 16, Ajayi Crowther Street

Asokoro, Abuja

08037515832,ekitola@yahoo.com

Halima.alfa@halimachambers.com

Mr. Ola Olukoyede

Executive Chairman,

Economic and Financial Crimes Commission,

EFCC Headquarters,

Jabi, Abuja,

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

SUIT NO: FHC/ABJ/CS/2698/2025

HADIZA USMAN APPLICANT

AND

- 1. ECONOMIC AND FINANCIAL CRIMES COMMISSION
(EFCC)**
- 2. DR HALIMA ALFA..... RESPONDENTS**

STATEMENT IN SUPPORT


1. Description of the Applicant:

The Applicant is **Hadiza Usman**, a Nigerian, and a fashion designer, a businesswoman, who deals in jewelries, high-quality clothing, and an importer. Her address is No. 36, Gnassingbe Eyedema Street, Asokoro, Federal Capital Territory, Abuja, who applied for the enforcement of her fundamental rights, over the infringement of her fundamental rights to privacy, personal liberty, and personal dignity, before this Honourable Court.

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

- i. Mr. Ola Olukoyede**
Executive Chairman,
Economic and Financial Crimes Commission,
EFCC Headquarters,
Jabi, Abuja.

Dated this 14th day of May, 2026.


✓ **Sir, Nkemakolam Okoro S.C., Esq**
C.C Chukwu(Mrs)
Emmanuel Emerenini, Esq
Enore Omijie, Esq

Counsel to the Applicant
Suite F37 Melita Plaza
Area 11, Garki, Abuja
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The 1st Respondent,
C/O Counsel
Attah Monday Ocholi Esq
The Economic and Financial Crimes Commission
EFCC Headquarters
Jabi, Abuja,
08036009577
Attah-ocholi@yahoo.com

2nd Respondent
Halima I Alfa
Lebo-Albert Ekito A.
Fatima Oiza Idris
Emmanuel Onah
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Halima Alfa & Associate
Halima Alfa Chambers
No 16, Ajayi Crowther Street
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08037515832, ekitola@yahoo.com
Halima.alfa@halimachambers.com

Mr. Ola Olukoyede
Executive Chairman,
Economic and Financial Crimes Commission,
EFCC Headquarters,
Jabi, Abuja.

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

SUIT NO: FHC/ABJ/CS/2698/2025

HADIZA USMAN APPLICANT

AND

- 1. ECONOMIC AND FINANCIAL CRIMES COMMISSION
(EFCC)**
- 2. DR HALIMA ALFA..... RESPONDENTS**

AFFIDAVIT IN SUPPORT OF MOTION

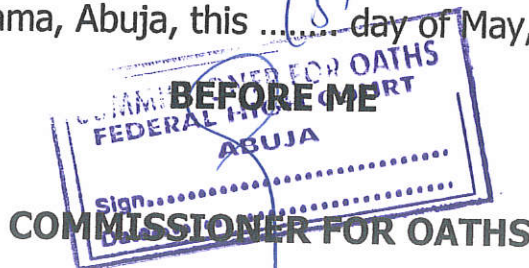
I, Susan Nnenna Nwaze, adult, female, Christian, a Nigerian citizen, of Dynamic Option Chambers, Suite F37, Melita Plaza, Area 11, Garki, Abuja, do hereby make oath and state as follows:

1. That I am a Litigation Assistant in the law firm handling this matter on behalf of the Applicant, by virtue of which I am conversant with the facts and entire circumstances of this matter.
2. That I depose to this affidavit from facts within my knowledge, except where otherwise expressly stated herein.
3. That I have the consent and authority of the Applicant to depose to this affidavit from facts within my knowledge.
4. That I know as a matter of fact, that the Applicant instituted an action before this Honourable Court, on the 26th day of January, 2026, for the enforcement of her fundamental rights.
5. That on the 20th day of April, 2026, this Honourable Court delivered judgment in favour of the Applicant.
6. That this Honourable Court, on the said 20th day of April, 2026, made an order, directing the 1st Respondent, (EFCC), to release forthwith, to the Applicant, all the items, personal effects removed, carried away, or confiscated from the Applicant's house, as listed in the inventory attached to the 1st Respondent's counter affidavit as Exhibit EFCC 3.

7. That I know as a matter of fact, that this Honourable Court, further ordered the 1st Respondent (EFCC), to tender a public apology to the Applicant as appropriate. A copy of the judgment order of this Honourable Court is attached herewith as **Exhibit 1**.
8. That I know as a matter of fact, that the said judgment and judgment orders were duly served on the 1st Respondent via a letter written to the 1st Respondent by Counsel to the Applicant, urging the 1st Respondent to comply with the order of court. Acknowledged copy of the said letter is attached herewith as **Exhibit 2**.
9. That I know as a matter of fact, that despite the subsisting orders of this Honourable Court duly served on the 1st Respondent, the said Respondent, in utter disregard and disrespect to this Honourable Court, has continued to hold on, to the items and personal effects of the Applicant, confiscated from the Applicant's house, for which the Applicant instituted this action for the enforcement of her rights, and for which this Honourable Court made an order directing the release of same, as though the order never existed.
10. That I know as a matter of fact, that the 1st Respondent, despite the orders of this Honourable Court, has also failed or refused to tender a public apology to the Applicant as appropriate, as ordered by this Honourable Court.
11. That I know for a fact that, unless the Executive Chairman of the 1st Respondent is committed to prison, the 1st Respondent will not obey the orders of this Honourable Court.
12. 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.
13. I make this declaration conscientiously, believing it to be true and in accordance with the Oaths Act, LFN, 2004.

Deponent

Sworn to, at the Registry of the Federal High Court, Maitama, Abuja, this 15th day of May, 2026.



EXH 1

IN THE FEDERAL HIGH COURT OF NIGERIA
IN THE ABUJA JUDICIAL DIVISION
HOLDEN AT ABUJA
ON MONDAY, THE 20TH DAY OF APRIL, 2026
BEFORE THE HON. JUSTICE PETER O. LIFU (JP)
(JUDGE)

SUIT NO: FHC/ABJ/CS/2698/2025

IN THE MATTER OF AN APPLICATION BY HADIZA USMAN, FOR AN ORDER FOR THE ENFORCEMENT OF HER FUNDAMENTAL RIGHTS TO LIFE, DIGNITY OF PERSON, LIBERTY OF HUMAN PERSON AND RIGHT TO FREEDOM OF MOVEMENT AND RIGHT TO OWNERSHIP OF PROPERTY.

BETWEEN:-

HADIZA USMAN

AND

1. ECONOMIC AND FINANCIAL CRIMES COMMISSION (EFCC)
2. DR HALIMA ALFA

COMMISSIONER FOR OATHS
FEDERAL HIGH COURT
ABUJA

Sign: *[Signature]*
Date:

FEDERAL HIGH COURT
ABUJA

23 APR 2025

PAID *[Signature]*

RESPONDENTS

281458998830

JUDGMENT

By an Originating Motion on Notice dated the 26th of January, 2026 and filed on the 26th day of January, 2026, the Applicant sought for the following reliefs towards the enforcement of her fundamental right:-

1. A DECLARATION that the persistent threats to the life of the Applicant by the 2nd Respondent, is illegal, wrongful, unlawful and constitute a blatant threats to the violation of

her fundamental rights as enshrined in Sections 33 (1), and 46(1) of the 1999 Constitution of the Federal Republic of Nigeria, as altered, and Articles 6 and 12 of the African Charter on Human and Peoples' Rights Ratification and Enforcement) Act Cap A9 Laws of the Federation of Nigeria, 2004.

2. **A DECLARATION** that the arrest and detention of the Applicant, at the EFCC Headquarters, at Jabi, Abuja, by the 1st Respondent, acting through its officers, at the behest and instigation of the 2nd Respondent, from 9 am on Thursday the **6th day of November 2025**, till 11:30 pm on Friday the 7th day of November, while investigating her, without charging her to a court of competent jurisdiction, within 24 hours of her arrest in accordance with the provisions of section 35 of the Constitution of the Federal Republic of Nigeria 1999 as amended, is illegal, wrongful, unlawful and constitute a blatant violation of her fundamental rights as enshrined in Sections 35 (1), (3), (4), 37 and 41 (1) of the 1999 Constitution of the Federal Republic of Nigeria, as altered, and Articles 6 and 12 of the African Charter on Human and Peoples' Rights Ratification and Enforcement) Act Cap A9 Laws of the Federation of Nigeria, 2004.

3. **A DECLARATION**, that the invasion of the private home of the Applicant, and the looting of her jewelleryes and personal effects, by the officers of the 1st Respondent, at the behest

and instigation of the 2nd Respondent, over alleged indebtedness, is unconstitutional, illegal, unlawful, and constitute a flagrant and unmitigated breach of her fundamental rights as provided for in sections 34, 37 and 44(1) of the Constitution of the Federal Republic of Nigeria 1999 as amended.

4. **A DECLARATION** that inhuman and degrading treatments meted out on the Applicant by the 1st Respondent, acting through its officers, between the 6th and 7th of November 2025, at the instigation of the 1st Respondent, by arresting and detaining the Applicant for over 24 hours and looting at gun point, her personal precious jewelleryes, including designer watches and gold worth over ₦800,000,000.00 Naira, without an order of a court of competent jurisdiction, is unconstitutional, illegal, unlawful, and constitute a flagrant and unmitigated breach of her fundamental rights as provided for in sections 34, 37 and 44(1&2) of the Constitution of the Federal Republic of Nigeria 1999 as amended.

5. **A DECLARATION** that the physical, emotional and psychological torture, meted out on the Applicant, by the invasion, of her private home, looting of her personal belonging, and the consequential arrest and detention of the Applicant by the 1st Respondent at the behest of the 2nd Respondent, is unconstitutional, illegal, unlawful, and

constitute a flagrant and unmitigated breach of her fundamental rights as provided for in sections 34 and 37 and of the Constitution of the Federal Republic of Nigeria 1999 as amended.

6. **A DECLARATION** that the Applicant is entitled to public apology and adequate compensation from the Respondents as provided for in Sections 35 (6) and 46 (2) of the 1999 Constitution of the Federal Republic of Nigeria, as altered, for the blatant violation of the Applicant's rights without following the due process of law.

7. **AN ORDER** of this Honourable Court directing the Respondents to release and return to the Applicant forthwith, her jewelleries, including property documents, purchase receipts, and private safe, gold, designer wrist watches and all personal belongings all carted away at gunpoint, by the officers of the 1st Respondent, without an order of a court of competent jurisdiction, at the behest of the 2nd Respondent herein on the 6th day of November 2025, or in the alternative, an order of this Honourable Court directing each of the 1st and 2nd Respondents, to pay the sum of ₦500,000,000 each, representing the value of the Applicant's jewelleries looted by the officers of the 1st Respondent at the behest of the 2nd Respondent.

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ABUJA

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8. **AN ORDER** of this Honourable Court directing the Respondents to tender a public apology in at least two National Dailies to the Applicant for the blatant violation of her fundamental rights without following the due process of law.
9. **AN ORDER** of this Honourable Court directing each of the Respondents, individually, to pay to the Applicant the sum of **₦500,000,000.00 (Five Hundred Million Naira)** only, as general and exemplary damages for the wanton and grave violation of the Applicant's rights, without following the due process of the law.
10. **AN ORDER** directing each of the 1st and 2nd Respondents to the Applicant the sum of N50,000,000.00, represent the cost of this action.
11. **AN ORDER** of this Honourable Court directing the 2nd Respondent to pay the total sum of 45,800 USD, in respect of jewelleries and designer handbags and the sum of N450,000 in respect of wrappers which she bought from the Applicant and had refused to pay since 2020.
12. **AN ORDER** of this Honourable Court restraining the Respondents whether by themselves, agents, employees, operatives, detectives, servants, privies and investigating officer(s), or howsoever and by whatever name called, from

further arresting and or detaining the Applicant without charging her to court in line with the provisions of section 35 of Constitution, on the basis of the facts and circumstances of this matter.

13. **AND FOR SUCH FURTHER OR OTHER ORDERS** as the Honourable Court may deem fit to make in the circumstances.

The originating process also has the names and description of the Applicant, the reliefs sought, the grounds, 29 paragraphs supporting affidavit along with Exhibits H1 and H2. There is a written address which was adopted by the learned Applicant's counsel, Sir, N.S.C. Okoro Esq.

At the preliminary stage, learned defence counsel urged the Court to dismiss the entire suit as the Applicant did not file any motion for leave to amend the originating motion before filing the new one dated and filed on 26th January, 2026 as the one earlier filed on 16/12/25 but dated 15/12/25 has been withdrawn. Learned 1st Defendant counsel urged the Court to dismiss the entire suit for incompetence. This position was supported by learned 2nd Defendant's counsel.

In his response, learned Applicant's counsel referred the Court to Order 9(1) of the Fundamental Right Enforcement Procedure Rules, 2009 as he only substituted and did not amend any process

and as such there is no prejudice or adverse effect on the Respondents. He emphasised and urged the Court to accommodate his position in the interest of justice.

On the issue of further counter affidavit filed by the learned counsel to the 1st Respondent, Mr. Ocholi, Counsel to the Applicant opposed the process arguing that the Fundamental Right Rules has no provision for it as the Respondent only has right to file counter affidavit. The 2nd Defendant's counsel urged the Court to align with the position of 1st Defendant's counsel in the interest of justice.

The Applicant's counsel filed a further affidavit of 58 paragraphs on the 27th of February, 2026 and a reply on point of law in response to the 1st Respondent's processes.

Learned Applicant's counsel, in addition contended that Sections 143 and 146 of the Administration of Criminal Justice Act, 2015 was violated against the Applicant by the Respondents as there was no search warrant duly issued before the invasion of the Respondents on the Applicant's premises.

In response, the 1st Defendant through his counsel Attah Ocholi Esq. filed a counter affidavit on 10th of February, 2026 containing 39 paragraphs, six exhibits – EFCC 1 to EFCC 6.

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ABUJA

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There is a written address which was adopted by counsel. Learned counsel also filed a further counter affidavit on the 5th of March, 2026 containing seven paragraphs including an additional authorities. Learned 1st Defendant's counsel also contended that the fresh issues raised by the Applicant in paragraphs 4.1 of his written address should be discountenanced. Learned counsel finally urged the Court to dismiss the entire case of the Applicant.

Mr. Lebo-Albert Ekito, learned 2nd Defendant's counsel, adopted the two respective counter affidavits filed on the 29/1/26 and 3/3/26 containing 8 paragraphs and 18 paragraphs respectively on behalf of the 2nd Respondent. The first counter affidavit has five attached exhibits while the second affidavit has four attached Exhibits. Counsel adopted his written submission and urged the Court to dismiss the Applicant's prayers in its entirety. Counsel submitted that Order 27 (3) of the Fundamental Right Enforcement Procedure Rules of 2009 which governs this proceedings makes provisions for the second counter affidavit.

Learned Applicant's counsel Sir, Okoro opposed the filing of the 2nd counter affidavit and urged the Court to regard it as an abuse of Court process by virtue of Order 2 (6) (7) of the Fundamental Right Enforcement Procedure Rules, 2009.

The Applicant's counsel also filed an affidavit of non-multiplicity of Suit on the 26th of January, 2026.

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ABUJA
23/1/26

This Court has carefully perused and considered painstakingly the facts and circumstances surrounding this case.

The Applicant and the 2nd Defendant or Respondent who are females have been relating as business women, customers and friends before the involvement of the Police and the 1st Defendant, the Economic and financial Crime Commission. From the totality of the facts before the Court, no formal invitation was extended to the Applicant by the 1st Respondent before her arrest, detention, search of her residence and confiscation of her belongings including land documents which are not subject of an allegation or dispute. The Applicant's phones were equally confiscated and later released to her suffice it to say that these phones are private personal property which cannot be invaded without due process of law. This is a clear case of violation of citizen's privacy and I so hold.

The exhibits attached to the affidavits of the parties shows a private dispute relating to debts and recovery of business sums of money, goods had and received in the normal course of business relationship. It has no element of criminality at all. It is not in every debt dispute that the 1st Defendant is supposed to dabble into. The EFCC has so many issues bordering on crime and financial criminality to occupy itself with. To therefore invade a citizen residence in Asokoro to arrest her over such minor female business squabbles, criminalise same in a public glare in Asokoro, search the premises without any evidence of search warrant is absurd,

unlawful and unconstitutional. This is more worrisome against the background of the fact that the 2nd Respondent who set the law in motion against the Applicant is a counsel called to the Nigerian bar.

The 1st Respondent has admitted arresting, detaining and searching the premises of the Applicant. The 2nd Respondent has also admitted having business dealings with the Applicant over some times. She has also admitted and from her evidence that she set the law in motion against the Applicant leading to her arrest, detention and search of her residence without search warrant.

The 2nd Respondent obviously has acted in violation of the fundamental right of the Applicant going by her own admission. In this circumstance, I rely on the case of **DURMAKU VS. NWOKE (2015) 15 NWLR (PT. 1483) 417 CA.**

In arriving at this conclusion, this Court has observed that there appear to be a Magistrate Court process at Karu, exhibited by the 2nd Respondent which this Court cannot validate or rely upon being not a certified true copy of a public document and not dated. There are also a petition and petition receipt from the 1st Defendant attached as exhibits to the processes of the 2nd Respondent of which the Court cannot rely on, being not certified.

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ABUJA
22/11/26

This Court in evaluating the evidence of the parties in the instant case has admitted the further counter affidavit of the Respondent and has also countenance the originating motion of the Applicant being a fresh process after withdrawal of the earlier process. The two affidavits filed by the 2nd Respondent are also countenance in the interest of justice.

The 2nd Respondent in this suit admitted moving from police stations to Magistrate Court and now to the EFCC, 1st Respondent in a bid to recover her money in a civil relationship that has been criminalised. The Nigeria Police Force and security agencies have no right whatsoever both from the Constitution, the Police Act, and the laws setting them up to recover debts, loans, and goods or land documents as done in this case, on purely civil transactions. See the case of EFCC VS. DIAMOND BANK (2018) 8 NWLR (PT. 1620) 61 SC.

The Economic and Financial Crimes Commission EFCC, the 1st Respondent in this case has the onerous and inherent duty to scrutinise all complaints that it receives carefully, no matter how carefully crafted by the complaint or complaining party and to refer such complaint as civil where it is so discovered.

From the totality of evidence in the instant case, this is not the type of case the EFCC should get involved in. The Applicant and the 2nd Respondent both agree that there have been involved in business transactions of buying gold, wrist watches, clothes, and

loaning each other monies which did not in my considered view involve any kind of financial crime or fraud or criminality. In the circumstances, there is therefore no basis for the involvement of the 1st Respondent in this matter. I so hold. See the cases of:-

1. AG. PLATEAU VS. AG NASARAWA (2005) 9 NWLR Pt. 930, 421.
2. UNIVERSITY OF ILORIN VS. OYELANA (2001) 15 NWLR (PT. 737) 684, 79 para. G.

The 1st Respondent ought not to get involved in the first instance in this case. Personal liberty of the Applicant has been interfered with unjustly. Personal liberty connotes a right not to be subject to arrest, imprisonment and any other physical coercion in any manner that does not admit of legal justification. See the cases of:-

1. OBA GABRIEL OROJIE VS. AG. ONDO (1993) NWLR PT. 297 at 122.
2. ODO VS. COP (2004) 27 WRN 133.
3. ADEWOLE VS. JAKANDE (1981) 1 NCLR 262 HC, Lagos.

The 1st Respondent admitted arresting and detaining the Applicant from 9am of 6th November, 2025 to 11:30pm of November 7th, 2025. To this, it is liable.

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ABUJA
23/11/26

Based on my reasoning and conclusion above stated, the case of the Applicant has merit and judgment is herein entered in her favour as follows:-

1. The invasion of the private home of the Applicant and carting away her jewellerys, personal effects, landed properties' documents among other items listed as **Exhibit EFCC 3** attached to the 1st Respondent's counter affidavit as Exhibit, over alleged indebtedness is illegal, unlawful, unconstitutional being a gross violation of the right to privacy, personal liberty, personal dignity of the Applicant.
2. The arrest, detention of the Applicant by the 1st Respondent on the instigation of the 2nd Respondent on the 6th and 7th of November, 2025, and subjecting her to bail at the 1st Respondent's headquarters at Jabi, Abuja is a breach of the fundamental right of the Applicant as guaranteed by the Constitution of the Federal Republic of Nigeria, 1999 (as amended) and Articles 7 and 12 of the African Charter on Human and Peoples Right otherwise known as the **Banjul Charter, 1981**.
3. The 1st Respondent is hereby ordered to release forthwith to the Applicant all the items, personal effects removed, carried away or confiscated from the Applicant's house as inventory reflected in the search note as Exhibits on the 6th

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day of November, 2025 attached to the 1st Respondent's counter affidavit as **Exhibit EFCC 3**.

4. The Respondents are hereby restrained whether by themselves, agents, employees, servants, privies or agents from interfering with the personal liberty of the Applicant on this civil matter on the basis of the same facts and circumstances.
5. All other reliefs of the Applicant on the cost of goods sold to the 2nd Respondent and the cost of litigation fails.
6. On the basis of Section 35(6) of the Constitution of the Federal Republic of Nigeria, 1999 (as amended), the 1st Respondent is to tender a public apology to the Applicant as appropriate while the 2nd Respondent is to pay a sum, of **₦50,000,000.00 (Fifty Million Naira)** only as compensation and damages to the Applicant for wrongly setting the law in motion leading to the wanton, grave and serial violation of her fundamental right.

Judgment is so entered.



Hon. Justice Peter O. Lifu (JP)

Judge

20/04/2026.

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ABUJA

23/4/26

APPEARANCES:-

Sir, N. S. C. Okoro Esq. with B. C. Nweke Esq. for the Applicant.

Attah M. Ocholi Esq. for the 1st Respondent.

Lebo-Albert Ekito Esq. for the 2nd Respondent.

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FEDERAL HIGH COURT
ABUJA
28/4/16

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

SUIT NO: FHC/ABJ/CS/2698/2025

IN THE MATTER OF AN APPLICATION BY HADIZA USMAN, FOR AN ORDER FOR THE ENFORCEMENT OF HER FUNDAMENTAL RIGHTS TO LIFE, DIGNITY OF PERSON, LIBERTY OF HUMAN PERSON AND RIGHT TO FREEDOM OF MOVEMENT AND RIGHT TO OWNERSHIP OF PROPERTY.

BETWEEN:-

HADIZA USMAN ----- APPLICANT

AND

- | | | |
|---|---|-------------------|
| 1. ECONOMIC AND FINANCIAL
CRIMES COMMISSION (EFCC) | } | ----- RESPONDENTS |
| 2. DR HALIMA ALFA | | |

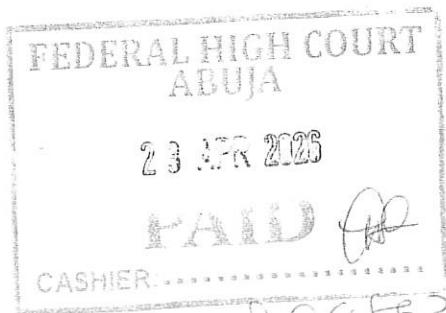
JUDGMENT ORDER.

UPON THE ORIGINATING MOTION ON NOTICE dated and filed on the 26th day of January, 2026 coming up for Judgment this 20th day of April, 2026;

Sir, N. S. C. Okoro Esq. with B. C. Nweke Esq. of counsel for the Applicant;

Attah M. Ocholi Esq. of counsel for the 1st Respondent;

Lebo-Albert Ekito Esq. of counsel for the 2nd Respondent;



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FEDERAL HIGH COURT
ABUJA
28/4/26

Ugo Otani
Egbantu



And the Court having delivered its Judgment
this 20th day of April, 2026;


HON. JUSTICE PETER O. LIFU (JP) IT IS HEREBY ORDERED AS FOLLOWS:
PRESIDING JUDGE

1. The invasion of the private home of the Applicant and carting away her jewellerys, personal effects, landed properties' documents among other items listed as **Exhibit EFCC 3** attached to the 1st Respondent's counter affidavit as Exhibit, over alleged indebtedness is illegal, unlawful, unconstitutional being a gross violation of the right to privacy, personal liberty, personal dignity of the Applicant.
2. The arrest, detention of the Applicant by the 1st Respondent on the instigation of the 2nd Respondent on the 6th and 7th of November, 2025, and subjecting her to bail at the 1st Respondent's headquarters at Jabi, Abuja is a breach of the fundamental right of the Applicant as guaranteed by the Constitution of the Federal Republic of Nigeria, 1999 (as amended) and Articles 7 and 12 of the African Charter on Human and Peoples Right otherwise known as the **Banjul Charter, 1981**.
3. The 1st Respondent is hereby ordered to release forthwith to the Applicant all

the items, personal effects removed, carried away or confiscated from the Applicant's house as inventory reflected in the search note as Exhibits on the 6th day of November, 2025 attached to the 1st Respondent's counter affidavit as **Exhibit EFCC 3**.

4. The Respondents are hereby restrained whether by themselves, agents, employees, servants, privies or agents from interfering with the personal liberty of the Applicant on this civil matter on the basis of the same facts and circumstances.
5. All other reliefs of the Applicant on the cost of goods sold to the 2nd Respondent and the cost of litigation fails.
6. On the basis of Section 35(6) of the Constitution of the Federal Republic of Nigeria, 1999 (as amended), the 1st Respondent is to tender a public apology to the Applicant as appropriate while the 2nd Respondent is to pay a sum, of **₦50,000,000.00 (Fifty Million Naira)** only as compensation and damages to the Applicant for wrongly setting the law in motion leading to the wanton, grave and serial violation of her fundamental right.

CERTIFIED TRUE COPY
FEDERAL HIGH COURT
ABUJA

28/4/20

ISSUED AT ABUJA under the Seal of the Court
and the Hand of the Presiding Judge this 20th
day of April, 2026.


AWASE IGBA (MRS)
(REGISTRAR)

CERTIFIED TRUE COPY
FEDERAL HIGH COURT
ABUJA 28/4/26



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EX 42

COMMISSIONER FOR CATS
FEDERAL HIGH COURT
ABUJA

THE EXECUTIVE CHAIRMAN'S OFFICE
EFCC 24th April, 2026

RECEIVED

24 APR 2026

SIGN: _____
RECEPTION

The Executive Chairman,
Economic and Financial Crimes Commission,
EFCC Headquarters, Abuja.

Dear sir,

**URGENT NEED FOR THE COMPLIANCE WITH THE JUDGMENT
ORDERS OF THE FEDERAL HIGH COURT IN SUIT NO:
FHC/ABJ/CS/2698/2025 BETWEEN HADIZA USMAN V ECONOMIC
AND FINANCIAL CRIMES COMMISSION AND DR HALIMA ALFA**

We write most humbly to bring to your attention Compliance the subsistence of the judgment of the Federal High Court in the above-mentioned suit.

The Federal High Court had directed the immediate return of all properties of the Applicant, carted away by the EFCC operatives, as listed in the inventory attached as Exhibit EFCC 3 in the counter affidavit of the EFCC in the action.

The Federal High Court also directed the EFCC to render an appropriate apology to our client for the wanton breach of her fundamental rights.

By this letter, the Commission is therefore put on notice of the need for the immediate compliance with the judgment of the Federal High Court. Copies of the judgment and judgment orders are attached herewith for your further information.

We look forward, most respectfully, to a speedy attention to our letter, sir.

Please accept the assurances of our Chambers highest esteem.

Yours Sincerely

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



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

SUIT NO: FHC/ABJ/CS/2698/2025

HADIZA USMAN APPLICANT

AND

- 1. ECONOMIC AND FINANCIAL CRIMES COMMISSION
(EFCC)**
- 2. DR HALIMA ALFA..... RESPONDENTS**

WRITTEN ADDRESS IN SUPPORT OF MOTION

1.0. INTRODUCTION:

- 1.1. The Applicant filed this motion on notice to commit **MR. OLA OLUKOYEDE**, Executive Chairman of EFCC, to prison for contempt of court, for his refusal to obey the orders of this Honourable Court.
- 1.2. The motion is supported by a 13-paragraph affidavit and two exhibits marked as exhibits 1, and 2.

2.0. ISSUE FOR DETERMINATION

- 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 more so, 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. We further refer this Honourable Court to the provisions of section 287(3) of the Constitution of the Federal Republic of Nigeria, which provides as follows:

The decisions of the Federal High Court, National Industrial Court, a High Court and of all other courts established by this Constitution shall be enforced in any part of the Federation by all authorities and persons, and by other courts of law with subordinate jurisdiction to that of the Federal High Court, National Industrial Court, a High Court and those other courts, respectively.

- 3.3. We submit most humbly that the 1st Respondent herein, is under strict constitutional obligation to obey the orders of the Federal High Court, wherein it was ordered to release forthwith, to the Applicant, all the items, personal effects removed, carried away, or confiscated from the Applicant's house, as listed in the inventory attached to the 1st Respondent's counter affidavit as Exhibit EFCC 3, and also to tender a public apology to the Applicant as appropriate.
- 3.4. We refer this Honourable Court to the case of **PEOPLES DEMOCRATIC PARTY v. AJANG ALFRED ILIYA & ORS (2023) LPELR-61537(CA);** where it was held as follows:

When a Court of law makes an order that affects the status of a party or group of persons, it no longer lies within the discretion of that party to elect how to obey that Order or whether to obey it. Compliance to Court Order must be total and not partial. Judgments of Court must be obeyed to the latter or in full. The effect of noncompliance with subsisting Court's order will be devastatingly earth-shaking, equivalent to an earthquake. A Court of law must not only bark but must bark and bite and if situation warrants, break the bones not for anything but to teach a party in disobedience that it was a

joke taken too far to overlook a subsisting order of Court and pretends as if the order does not exist. Democracy is anchored on the rule of law, not on rule of might. Where a person makes an attempt to disparage an Order of Court, the Court that made the Order or another Court of competent jurisdiction that is seised of the proceedings where the alleged disobedience is raised should do everything possible to ensure that the order is not treated with disdain. This is to maintain the integrity and sanctity of the Court of law."
Per ABANG ,JCA (Pp. 22-23, paras. A-C)

3.5. My Lord, having given judgment and made orders with respect to the case of the Applicant, the 1st Respondent ought not to have disobeyed the orders of this Honourable Court, by failing, refusing or neglecting, to release forthwith, to the Applicant, all the items, and personal effects removed, and also failing to tender appropriate public apology, in utter disobedience to the lawful orders of this Honourable Court. 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 Applicant has also established the 1st Respondent's 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 14th day of May,2026.


✓ **Sir, Nkemakolam Okoro S.C., Esq**
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Mr. Ola Olukoyede
Executive Chairman,
Economic and Financial Crimes Commission,
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