

**IN THE FEDERAL HIGH COURT OF NIGERIA  
HOLDEN AT LAGOS**

**FHC/L/CS/172/16**

**IN THE MATTER OF APPLICATION BY MR. RICKEY TARFA SAN (TRADING UNDER  
THE NAME AND STYLE OF MESSRS RICKEY TARFA & CO. )FOR THE  
ENFORCEMENT OF HIS FUNDAMENTAL RIGHTS.**

**AND**

**IN THE MATTER OF FUNDAMENTAL RIGHTS (ENFORCEMENT PROCEDURE)  
RULES, 2009, MADE BY THE CHIEF JUSTICE OF NIGERIA PURSUANT TO SECTION  
46(3) OF THE CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA, 1999 (AS  
AMENDED).**

**BETWEEN:**

**MR. RICKEY TARFA SAN**

**(TRADING UNDER THE NAME AND  
STYLE OF MESSRS RICKEY TARFA & CO)**

**APPLICANT**

**AND**

- **ECONOMIC AND FINANCIAL CRIMES COMMISSION (EFCC)**
- **IBRAHIM MUSTAFA MAGU** **RESPONDENTS**
- **MOSES AWOLUSI**
- **ILIYASU KWARBAI**

**RESPONDENTS' NOTICE OF PRELIMINARY OBJECTION PURSUANT TO ORDER  
VIII OF THE FUNDAMENTAL RIGHTS ENFORCEMENT PROCEDURE RULES 2009**

**TAKE NOTICE** that at the hearing of these proceedings on Friday 19<sup>th</sup> February 2016 or any date thereafter before the commencement of the proceedings herein, the Respondents would be challenging the court's jurisdiction to hear the suit filed by the Applicant on the following grounds:

- That the reliefs sought by the Applicant by reason of the arraignment of the Applicant before the Lagos State High Court based on the same facts and issues raised in these proceedings have become academic/hypothetical in the circumstances.
- That this court in the circumstances has no jurisdiction to entertain the reliefs being sought by the Applicant considering the fact that the Applicant has since been arraigned in respect of the subject matter of these proceedings before His Lordship

Honourable Justice Aishat Opesanwo of the Lagos State High Court on Tuesday 16<sup>th</sup> February 2016.

- The Respondent would be contending in consequence thereof that the reliefs sought by the Applicant are not entertainable in the circumstances and should be struck out or the proceedings herein stayed pending the conclusion of the criminal proceedings against the Applicant before the Lagos State High Court.

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 2016.

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**Wahab Shittu, Esq.**

- **Onuamah, Esq.**

**Emmanuel Sadoh, Esq.**

**Ujunwa Ndubuisi, Esq.**

**E. O. Omoijiade, Esq.**

**T. O. Olaniran, Esq.**

(1<sup>st</sup>, 2<sup>nd</sup>, 3<sup>rd</sup> & 4<sup>th</sup> Respondents'  
Counsel)

**W. K. Shittu & Co.**

93/97, Allen Avenue,

Opp. EcoBank Plc,

Ikeja, Lagos.

Email: wkshittuandco@yahoo.com

08152445703, 08036656537

**FOR SERVICE ON:**

The Applicant

C/o of his Counsels

- Chief Wole Olanipekun SAN
- Prince Lateef O. Fagbemi SAN
- Mallam Yusuf Ali SAN
- Anthony Idigbe SAN
- Chief Adeniyi Akintola SAN
- Nnaemeka Ngige SAN
- Adetunji Oyeyipo SAN
- Chief Bolaji Ayorinde SAN
- Oluyele Delano SAN
- Babajide Koku SAN
- Babatunde Fagbohunlu SAN

- Dr. Joseph Nwobike SAN
- Chief Mike Ozekhome SAN *MON, FClarb*
- Toyin Pinheiro SAN
- Olanrewaju Ogunlesi SAN
- Abiodun J. Owonikoko SAN
- Hassan M. Liman SAN
- Yakubu C. Maikyau SAN
- Jibrin Okutepa SAN
- Aliyu Umar SAN
- Oluseye S. Opasanya SAN
- Ahmed Raji SAN
- Mahmud Magaji SAN
- Rotimi Oguneso SAN
- Sylvanus A. Ogwemoh SAN
- Teslim O. Busari SAN
- Adeniyi A. Adegbonmire SAN
- Aderibigbe Ade Adedeji SAN
- Dr. Muiz Banire SAN
- Mrs. Abimbola I. Akeredolu SAN
- Olumiya Akinboro SAN
- Uche V. Obi SAN
- Kehinde Eleja SAN
- John O. Odubela Esq.
- Yode Delano Esq.
- Olusegun O. Jolaawo Esq.
- Andrew M. Malgwi Esq.
- Abubakar M. Shamsudeen Esq.
- Gbolahan Gbadamosi Esq.
- Olatunde Oladele Esq.
- Ngozi Ngonadi (Mrs.)
- Mumini Bamidele Esq.
- Grant Onwuka Esq.
- Oladipo Osinowo Esq.
- Israel Matesun Esq.
- Christianah I. Ajakaiye (Miss)
- Kehinde M. Padonu (Miss)
- Gloria O. Adejumo (Miss)
- Adedoyin A. Andu (Miss)

- MESSRS RICKEY TARFA & CO.  
Plot 22, Temilola Akinbode Road,  
Off Freedom Way,  
(New 3<sup>rd</sup> /Ikate Roundabout),  
Lekki Peninsula Phase 1,  
Lekki Lagos.  
09095321456, 09080000061