**IN THE HIGH COURT OF JUSTICE**

**LAGOS STATE OF NIGERIA**

**IN THE LAGOS JUDICIAL DIVISION**

**HOLDEN AT LAGOS**

                                                               SUIT NO:…………………………

BETWEEN

**MINDHUB TECHNOLOGIES LTD………………………………………………… CLAIMANT**

AND

**OLADAPO OYEBANJO (A.K.A. D’BANJ)……..……….…………….... DEFENDANT**

**MOTION ON NOTICE**

**BROUGTH PURSUANT TO ORDER 11 RULE 1 OF THE LAGOS STATE HIGH COURT CIVIL PROCEDURE RULES 2004 AND UNDER THE INHERENT JURISDICTION OF THIS HONOURABLE COURT.**

TAKE NOTICE that this honourable court will be moved on the ………..day of ………2014 at the hour of 9’o clock in the forenoon or soon thereafter as counsel on behalf of the Applicant will be heard praying this Honourable Court for:

***An order entering summary judgment for the claimant in favour of the Applicant in the terms of the claim set-out in the statement of claim in this suit.***

And for such further order or other orders as this Honourable court may deem fit to make in the circumstances.

**GROUNDS FOR THIS APPLICATION**

The Defendant by Personal Guarantee/Memorandum of Undertaking undertook as guarantor to D’Kings Media Ltd, to pay to claimant the investment sums of USD500,000(Five Hundred Thousand United States Dollars) and ₦20,000,000.00(Twenty Million Naira Only)respectively, should D’Kings Media Ltd be unable to pay the monies to claimant. Following the latter’s failure to pay the debt to claimant, and pursuant to the aforesaid personal guarantee/memorandum of undertaking, the defendant paid part of the debt, leaving the balance sums of UDS260, 000 (Two Hundred and Sixty Thousand United States Dollars) and ₦ 6,400,000.00k (Six Million, Four Hundred Thousand Naira) respectively. In an attempt to pay up the balance sums of money, the defendant issued two dud cheques to claimant, hence this action.

Dated this ………………..day of ……………………………………………………..……….2014

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**C.I UGWUANYI (MRS)**

For :D.U. ODIGIE & CO

(Claimant’s counsel)

       No 170 Siluko Road, Benin City

                                                                                       Tel:08035060050

***ADDRESS WITHIN JURISDICTION***

C/O Benedict Emeka Onyeabor Esq,

                                                         Sam Ogungbamila & Co,

No.104,Iwaya Road,

                                          Onike,Yaba,Lagos

**FOR SERVICE ON**

The Defendant,

Oladapo Oyebanjo

(A.K.A. D’BANJ, A.K.A THE KOKOMASTER)

No.8,Osaro Isokpan Street, Lekki Phase 1,Lagos.