

IN THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY
IN THE ABUJA JUDICIAL DIVISION
HOLDEN AT KUBWA- ABUJA.
BEFORE HIS LORDSHIP: HON. JUSTICE BELLO KAWU.

SUIT NO: FCT/HC/CV/593/2019

BETWEEN:

THE REGISTERED TRUSTEES OF CENTER ----- CLAIMANT
FOR REFORM AND PUBLIC ADVOCACY

AND

MINISTER OF THE FEDERAL CAPITAL TERRITORY --DEFENDANT

ENROLMENT ORDER

ON FRIDAY THE 11TH DAY OF FEBRUARY, 2022.



Upon this matter filed on 12th day of December 2019 by way of Originating Summons and upon hearing **KALU, KALU AGU Esq.,** for the Claimant and **S. O Shayibu Esq.** for the Defendant.

HON. JUSTICE BELLO KAWU
PRESIDING JUDGE

IT IS HEREBY ORDERED:

1. **THAT** by virtue of section 7(1) & (5) and paragraph 1(H) of the Fourth schedule of the 1999 Constitution (as amended) the disposal of refuse and the receipt of payments for same in the Federal Capital Territory, Abuja is vested upon the Abuja Municipal Area Council.
2. **That** the Defendant lacks the vires to engage in Municipal refuse disposal, award of contracts for refuse disposal and payment for same to any



HIGH COURT OF JUSTICE ABUJA
Certified True Copy
Name: *Hadiza S. Lawan*
Sign: *[Signature]*
Date: *28/02/2022*

company, individual or organisation or entity by whatsoever name within the said Federal Capital Territory, Abuja.

3. **THAT AN ISSUANCE ORDER** of perpetual Injunction is hereby ordered; restraining the Defendant, its agents and other howsoever from awarding contracts for refuse disposal and making payments for same to any company, individuals or organizations by whatever name in view of the provisions of section 7(1) & (5) and paragraph H of the Fourth schedule to the 1999 constitution of the Federal Republic of Nigeria (as amended).
4. **THAT** the Defendant is hereby ordered to allow for compliance with the law for Abuja Municipal Area council to commence to discharge its duties under section 7 (1) & (5) and paragraph 1(H) of the Fourth Schedule to the 1999 Constitution of the Federal Republic of Nigeria (as amended) by awarding and paying for refuse disposal within the said Abuja Municipal Area Council.
5. **THAT I** make no order as to cost.

ISSUED AT ABUJA UNDER THE SEAL OF THE COURT AND THE HAND OF THE PRESIDING JUDGE THIS 11TH DAY OF FEBRUARY, 2022.

HIGH COURT OF JUSTICE ABUJA
 Certified True Copy
 Name... Hadiza S. Gwamch
 Sign: HS
28/02/2022



[Handwritten Signature]

**KINGSLEY EBIBRAH OKOROH
REGISTRAR**