

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

SUIT NO: FHC/ABJ/CS/987/2024

BETWEEN:

ALL PROGRESSIVES CONGRESS (APC) ----- PLAINTIFF/APPLICANT

AND

- 1. **INDEPENDENT NATIONAL ELECTORAL COMMISSION**
 - 2. **RIVERS STATE INDEPENDENT ELECTORAL COMMISSION**
 - 3. **THE ATTORNEY GENERAL OF RIVERS STATE**
 - 4. **THE INSPECTOR GENERAL OF POLICE**
 - 5. **STATE SECURITY SERVICE (DSS)**
- DEFENDANTS

ORDER

UPON THE MOTION EXPARTE dated the 14th day of July, 2024 but filed on the 15th day of July, 2024 praying the Court for the following reliefs:-

- 1. **AN ORDER OF INTERIM INJUNCTION** restraining the 1st Defendant from releasing to the 2nd and 3rd Defendants that part of the National Register of Voters containing a register of voters in Rivers State, namely the official register of voters certified by the 1st Defendant, for use by the 2nd and 3rd Defendants for the conduct of Local Government

**FEDERAL HIGH COURT
ABUJA**
18 JUL 2024
PAID

3410 80612392

CERTIFIED TRUE COPY
FEDERAL HIGH COURT
ABUJA


19/7/24
1
N.S. Ananti, Esq
(PRI)

determination of the Plaintiffs' Motion on Notice for Interlocutory Injunction.

3. **AN ORDER OF INTERIM INJUNCTION** restraining the 4th and 5th Defendants from participating in or providing security protection for the 2nd and 3rd Defendants to conduct Local Government Elections in Rivers State that are, by virtue of Sections 13 and 20 of the Rivers State Independent Electoral Commission Law of No. 2 of 2018, in contravention, breach or violation of items 11 and 12 on the Concurrent Legislative List, Part 11 of the Second Schedule to the Constitution of the Federal Republic of Nigeria 1999 as amended and Sections 28, 29 and 103(3) of the Electoral Act 2022, pending the hearing and determination of the Plaintiffs' Motion on Notice for Interlocutory Injunction.

4. **AN ORDER** directing the 1st to 5th Defendants to maintain the status quo ante bellum and not to do any act or take any further steps in furtherance of the conduct of the Local Government Elections in Rivers State that are, by virtue of Sections 13 and 20 of the Rivers State Independent Electoral Commission Law of No. 2 of 2018, in contravention, breach or violation of items 11 and 12 on the

CERTIFIED TRUE COPY
FEDERAL HIGH COURT


19/12/24
N. S. Ananti, Esq (PRT)

namely the official register of voters certified by the 1st Defendant, for use by the 2nd and 3rd Defendants for the conduct of Local Government Election in Rivers State pending the hearing and determination of the Motion on Notice dated the 14th day of July, 2024 and filed on the 15th of July, 2024.

2. The 2nd and 3rd Defendants are herein restrained by this order from receiving from the 1st Defendant and or using that part of the National Register of voters containing a register of voters in Rivers State, namely the official Register of voters certified by the 1st Defendant, to conduct Local Government election in Rivers State pending the hearing and determination of the Motion on Notice for interlocutory injunction.
3. The 4th and 5th Defendants are herein restrained by this order from participating in or providing security protection for the 2nd and 3rd Defendants to conduct Local Government Election in Rivers State pending the hearing and determination of the Motion on Notice duly filed.
4. An Order is hereby made directing the 1st to the 5th Defendants to maintain the


CERTIFIED TRUE COPY
FEDERAL HIGH COURT
ABUJA
19/7/24
N.S. Ananti, Esq. (PRT)

Elections in Rivers State that are, by virtue of Sections 13 and 20 of the Rivers State Independent Electoral Commission Law of No. 2 of 2018, in contravention, breach or violation of items 11 and 12 on the Concurrent Legislative List, Part 11 of the Second Schedule to the Constitution of the Federal Republic of Nigeria 1999 as amended and Sections 28, 29 and 103(3) of the Electoral Act 2022, pending the hearing and determination of the Plaintiffs' Motion on Notice for Interlocutory Injunction.

2. **AN ORDER OF INTERIM INJUNCTION**

restraining the 2nd and 3rd Defendants from receiving from the 1st Defendant and or using that part of the National Register of Voters containing a register of voters in Rivers State, namely the official register of voters certified by the 1st Defendant, to conduct Local Government Elections in Rivers State that are, by virtue of Sections 13 and 20 of the Rivers State Independent Electoral Commission Law of No. 2 of 2018, in contravention, breach or violation of items 11 and 12 on the Concurrent Legislative List, Part 11 of the Second Schedule to the Constitution of the Federal Republic of Nigeria 1999 as amended and Sections 28, 29 and 103(3) of the Electoral Act 2022, pending the hearing and

CERTIFIED TRUE COPY
FEDERAL HIGH COURT
ABUJA


19/7/24
N. S. Ananti, Esq.
(PRI)

Concurrent Legislative List, Part 11 of the Second Schedule to the Constitution of the Federal Republic of Nigeria 1999 as amended and Section 28, 29 and 103(3) of the Electoral Act 2022, pending the hearing and determination of the Plaintiffs' Motion on Notice for Interlocutory Injunction.

UPON READING the Affidavit in support of the application deposed to by **Martin Luter Akawe**, Male, Adult, Christian, Nigerian Citizen, Chief Litigation Officer of S. T. Hon. (SAN) & Co, No. 16B P. O. W. Mafemi Crescent, Utako, Abuja and filed at this Court Registry;

AFTER HEARING Chief S. T. Hon SAN with O. J. Onoja SAN, A. Adedeji SAN, G. Ibrahim, C. S. Hon Esq., A. Z. Hon Esq., E. A. Oni Esq., M. L. Hon Esq., I. P. Nwaogu Esq., D. T. Agashua Esq., of counsel for the Plaintiff/Applicant moved in terms of the Motion Paper;




HON. JUSTICE P. O. LIFU (JP)
PRESIDING JUDGE

IT IS HEREBY ORDERED AS FOLLOWS:

1. The 1st Defendant is herein restrained from releasing to the 2nd and 3rd Defendants that part or portion of the National Register of voters containing the register of voters of Rivers State.

CERTIFIED TRUE COPY
JAN 19/24
N.S. Ananti, Esq. (PR)

status quo ante bellum and not to do any act or take any further steps towards the conduct of the Local Government Election in Rivers State slated for October 5th, 2024 pending the hearing and determination of the Motion on Notice for interlocutory injunction.

5. An Order is hereby further made directing the Applicant to enter into fresh undertaking and file same in Court within twenty four hours to indemnify the Respondents (to be assessed by the Court) is at the end of the day if it is discovered that this Order was unnecessary in the first instance or that the Court was misled into granting same.
6. The Motion on Notice for interlocutory injunction dated 14th July, 2024 and filed on 15th July, 2024 is herein adjourned to the 2nd day of August, 2024 for hearing.

ISSUED AT ABUJA under the Seal of the Court and the Hand of the Presiding Judge this 19th day of July, 2024.



**AWASE IGBA (MRS)
(REGISTRAR).**

CERTIFIED TRUE COPY
FEDERAL HIGH COURT
ABUJA
19/7/24
N. S. Ananti, Esq. (PRJ)