

IN THE HIGH COURT OF LAGOS STATE.

IN THE HIGH COURT (LAGOS JUDICIAL DIVISION), OSBORNE LAGOS.

HOLDEN AT COURT NO: 2 (GENERAL CIVIL DIVISION), OSBORNE LAGOS.

TODAY MONDAY THE 23RD DAY OF JANUARY 2024.

BEFORE HON. JUSTICE O. ATINUKE IPAYE.

SUITNO: LD/10771GCMW/2024.

BETWEEN

1.MR. ADEMOLA ADEBUSUYI

2.N.N.P.C. (STAFF) CO-OPERATIVE MULTIPURPOSE SOCIETY

LTD. CLAIMANTS.

AND

1. MRS. IMONITE SIMISOLA.

2. MR. AKINDEHINDE OJO OLADAYO.

3. MRS. OJORA MABEL OSAMEDE.

4.MRS. FACHE CHINYERE.

5. MR. EKUNOLA AYOKANMI.

6. CHIEF OLUTOMI OMOTOSO.

7. MR. OLOGUNWA CHRISTOPHER BABALOLA.....DEFENDANTS.

ENROLMENT OF ORDER

UPON THIS CAUSE coming up before this
Honorable Court on Tuesday the 23rd day of
January, 2024 for Hearing.

PURSUANT TO the applicant's motion
exparte dated and filed 17/01/2024
seeking for an interim injunction of this
Honorable Court restraining the
defendant/respondents from

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conducting, organizing, attending
and/or preparing for the Extra-
Ordinary General Meeting to remove
the 1st Claimant without proper notice
to the 1st claimant and against the Bye
Law of the 2nd claimant pending the
hearing of the interlocutory injunction
in this suit.

And for such Order or Orders as the
Honorable Court may deem fit to make in
the circumstance.

CAipame IT IS HEREBY ORDERED AS follows:

HON. JUSTICE O. ATINUKÉ

IPAYE



1. THAT the An Order of Interim Injunction of this Honorable Court Be and Is Hereby granted restraining the defendant/respondent from conducting, organizing, or holding or calling any Extra-Ordinary or General Meeting, with the aim of removing, or purporting to remove the 1st claimant from office pending the hearing and determination of the motion on notice for Interlocutory Injunction.

2. The motion on notice for interlocutory injunction shall be served alongside the front-loaded originating processes issued in this suit on the defendants and proof of service filed before next adjourned date.

3. The motion on notice for interlocutory injunction Be and Is Hereby fixed for hearing on 01/02/24 at 12 noon or soon thereafter.

4. The claimant/applicant shall file an undertaking as to damages before the close of business today.

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ISSUED UNDER THE SEAL OF THE COURT AND HAND OF THE
PRESIDING JUDGE.

Dated at Lagos this 23rd day of January, 2024.

DuROSAMI B.S

ast Far AGBAJE AISHA A./ELOHO L. T. MUKORO/YUSUF ADESINA.

agos High .

REGISTRARS

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Sign: Date:

CASH OFFICE, OSBORNE

IN THE HIGH COURT OF LAGOS STATE.



IN THE HIGH COURT (LAGOS JUDICIAL DIVISION), OSBORNE LAGOS.

HOLDEN AT COURT NO: 2 (GENERAL CIVIL DIVISION), OSBORNE LAGOS.

TODAY MONDAY THE 23RD DAY OF JANUARY 2024.

BEFORE HON. JUSTICE O. ATINUKE IPAYE.

SUIT NO: LD/107716CMW/2024.

BETWEEN

1.MR. ADEMOLA ADEBUSUYI

2.N.N.P.C. (STAFF) CO-OPERATIVE MULTIPURPOSE SOCIETY

LTD. CLAIMANTS.

AND

1. MRS. IMONITE SIMISOLA.

2. MR. AKINDEHINDE OJO OLADAYO.

3. MRS. OJORA MABEL OSAMEDE.

4. MRS. FACHE CHINYERE.

5. MIR. EKUNOLA AYOKANMI.

6. CHIEF OLUTOMI OMOTOSO.

7.MR.OLOGUNWA CHRISTOPHER BABALOLA. ..DEFENDANTS.

RULING

Pursuant to her motion ex parte dated and filed on the 17th January 2024 the claimant/applicant seeks the following reliefs:

1. An Order of interim injunction of this Honorable Court restraining defendant/respondents from conducting, organizing, attending and/or preparing the Extra-Ordinary General Meeting to remove the 1st Claimant without notice to the 1st claimant and against the Bye Law of the 2nd claimant pending hearing of the interlocutory injunction in this suit.

2. And for such Order or Orders as the Honorable Court may deem fit to make in the circumstance.

The motion paper is supported by a 19-paragraph affidavit in support deposed to by Ademola Adebuseyi, the current President of the NNPC (Staff) Cooperative Multipurpose Society Limited. Attached are several exhibits marked as Exhibit AA1, AA2, AA3, AA4. As required by the rules a written address was also filed 17/01/2024 alongside the motion paper. The address is settled by a team of lawyers lead by Badmos Oyetunji, esq. et al. GA

I have carefully considered the facts placed before the Court as contained in the Affidavit of Urgency and the Affidavit in Support.

This Court is satisfied that cogent and compelling facts have been placed before the Court to anchor the exercise of discretion in favour of the applicant. It is apparent that the applicant who is currently the President of the 2nd claimant, ought not to be subjected to a procedure offensive to the rules and regulations as contained in the Bye Laws of the Cooperative.

I accept the contention of learned counsel for the applicants that a grant of the reliefs sought does not prevent the removal of the 1st claimant from office, but only ensures that self help measures are not allowed to override laid down procedure as contained in the Clause 5.4 of the Bye Laws governing the operations of the 2nd claimant.

The balance of convenience certainly tilts in favor of the claimant and accordingly the reliefs sought are granted to wit:

1. An Order of Interim Injunction of this Honorable Court Be and Is Hereby granted restraining the defendant/respondent from conducting, organizing, or holding or calling any Extra-Ordinary or General Meeting, with the aim of removing, or purporting to remove the 1st claimant from office pending the hearing and determination of the motion on notice for Interlocutory Injunction.

2. The motion on notice for interlocutory injunction shall be served alongside the front-loaded originating processes issued in this suit on the defendants and proof of service filed before next adjourned

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3. The motion on notice for interlocutory injunction Be and Is Hereby fixed for hearing on 01/02/24 at 12 noon or soon thereafter.

4. The claimant/applicant shall file an undertaking as to damages before the close of business today.

DUROSINM B.S COURT OF LAGUS

This is a copy of the Court's order.

HON. JUSTICE O.

ATINUKE IPAVE.

agos High



PRESIDING J'U'DGE.

23JANUARY,2024. 4400 8 5c



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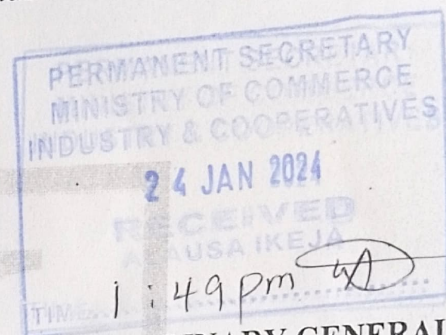
ILORIN OFFICE:
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Tel: 08033946809

In Chambers: Kola Oluwajana Esq, Alhaji B.O. Sheriff Esq, Korede Oyedele Esq, Mosunmola Folorunsho, Bare Adegboye Esq, Saka Elias Esq.

The Permanent Secretary
Lagos State Ministry of Commerce, Co-operative, Trade & Investment
Lagos State Government
Alausa, Ikeja,
Lagos.

January 23rd, 2024.

Dear Sir/Ma,



RE: INTERIM INJUNCTION AGAINST HOLDING EXTRA-ORDINARY GENERAL MEETING BY N.N.P.C (STAFF) CO-OPERATIVE MULTIPURPOSE SOCIETY LIMITED.

We refer to the above letter.


We are counsel to MR. ADEMOLA ADEBUSUYI and the N.N.P.C (Staff) CO-OPERATIVE MULTIPURPOSE SOCIETY LTD (hereinafter referred to as "Our Clients") and on their behalf we write this letter to you.

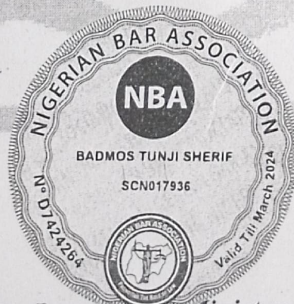
Please find herewith attached the Order of the High Court of Lagos State per coram Honourable Justice O. Atinuke Ipaye restraining the Defendants/Respondents from conducting, organizing or holding or calling any Extra-Ordinary General Meeting pending the hearing of the Interlocutory Application of the Claimants.

Please advise parties to comply to avoid being held for contempt of Court.

Yours faithfully,

PP: Iman Solicitors


Badmos Oyetunji Esq
Counsel



Cc: The Honourable Commissioner, Lagos State Ministry of Commerce, Co-operative, Trade & Investment.

The Director of Co-Operatives, Lagos State Ministry of Commerce, Co-operative, Trade & Investment.