

IN THE HIGH COURT OF JUSTICE
FEDERAL CAPITAL TERRITORY OF NIGERIA
HOLDEN AT ABUJA
ON TUESDAY 9TH JULY 2013
BEFORE HIS LORDSHIP: HON JUSTICE O. A. ADENIYI
SITTING AT COURT NO. 26 APO - ABUJA

MOTION NO: M/3059/13

BETWEEN:

PUBLIC & PRIVATE DEVELOPMENT CENTRE
LTD/GT (PPDC)

... .. PLAINTIFF

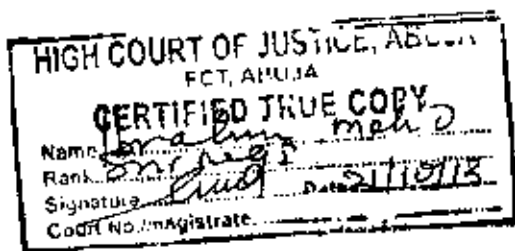
AND

INTEGRATED PARKING SERVICES LTD RESPONDENT

RULING

I have carefully considered this application by which the Applicant has prayed for a declaration and an order to compel the Respondent to furnish her with information and copies of documents as set out in the schedule to the application.

I have also carefully examined the totality of the processes filed to support this application, including learned counsel's written submissions of arguments in support thereof.



Certification - 2500
R/N 0704100
Date - 21/10/2013

It is to be noted that pursuant to the ex-parte application of the Applicant, this Court granted leave on 17/04/2013 to bring the instant application.

It is also to be noted as it is borne by the records of the Court, that the Respondent has not responded one way or the other to the instant application, the implication being that she is not contesting the application and the affidavit deposed to in support of the same.

It is not in dispute that pursuant to the provisions of **Section 1** of the **Freedom of Information Act**, the Applicant is not only competent to bring this application; but is also entitled to have access to the information sought by the application.

I am also satisfied, by virtue of the provision of **Section 2 (7) and Section 31** of the Freedom of Information Act, that the Respondent is under lawful obligation to disclose to the Applicant the information sought by the instant application.

Upon proper examination of the affidavit filed to support the application and especially the documents attached thereto, being letter of 13th December, 2012, by which the Applicant formally requested from the Respondent, the information as set out in the schedule to this application; which letter the Respondent failed to respond as requested

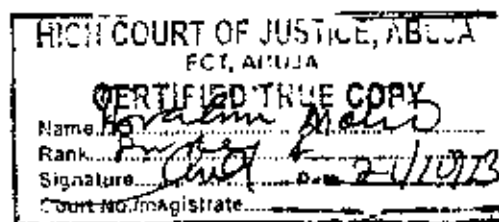
F2. COURT OF
E.C.T.
CERTIFIED BY
"name" *by a/mr*
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signature *[Signature]* Date *21/10/13*

I am therefore satisfied that it is appropriate in the circumstances to grant this application as prayed.

Accordingly, it is hereby declared that the failure of the Respondent to furnish the Applicant with the information sought, vide her letter of 13th December, 2012, amounted to a wrongful denial of information and in violation of the provisions of **Section 1** of the **Freedom of Information Act, 2011**.

Consequently, an order of Mandamus is hereby issued compelling the Respondent to furnish on the Applicant forthwith, information required as set out in the Schedule to this application; namely:

- i. How much has the Respondent realized from inception of engagement of her services by the Federal Capital Territory Administration up to date?
- ii. How much has the Respondent remitted to the Federal Capital Territory Administration till date and by what means was the sum remitted?
- iii. What are the terms of the Respondent's engagement by the Federal Capital Territory Administration and



how much accrues to the Respondent from this engagement?

- iv. Certified copy accounts of the Respondent showing all moneys realized in the course of her services to the Federal Capital Territory Administration.
- v. Certified copy of the Respondent's contract of engagement with the Federal Capital Territory Administration.

This Order shall be served on the Respondent forthwith.

Olukayode A. Adeniyi
OLUKAYODE A. ADENIYI
(Presiding Judge)
09/07/2013

Legal representation:

G. N. Chigbu, Esq. – for the Plaintiff/Applicant

