## IN THE FEDERAL HIGH COURT OF NIGERIA IN THE KANO JUDICIAL DIVISION HOLDEN AT KANO ON TUESDAY THE 18<sup>TH</sup> DAY OF JUNE, 2019

BEFORE HIS LORDSHIP HON. JUSTICE O.A. EGWUATU

JUDGE

SUIT NO: FHC/KN/CS/102/2019

## <u>BETWEEN</u>

HIS HIGHNESS MUHAMMADU SUNUSI II, CON (EMIR OF KANO)...... APPLICANT

**AND** 

1. KANO STATE PUBLIC COMPLAINT AND ANTI-CORRUPTION COMMISSION

......) RESPONDENTS

2. ATTORNEY GENERAL, KANO STATE

3. GOVERNOR OF KANO STATE

## **ORDER**

Upon this Motion Exparte dated and filed on 7<sup>th</sup> day of June, 2019 supported with an affidavit duly sworn to by one Muhammad Mannir Sanusi a holder of Traditional title of Dan Buran of Kano as well as the Chief Staff to the Applicant praying for the following orders.

1. An order of this Honourable Court restraining the Respondents either by themselves, their agents, servants or privies however described from

fraud misappropriation

acting upon or taking any further action against the Applicant on the basis of the "Preliminary Report of Investigation in Respect of Petition of Financial Misappropriation against Kano State Emir Council under the Present Emir Muhammad Sanusi II" by the 1st Respondent dated 31st May. 2019 and issued on the 6<sup>th</sup> of June, 2019 indicting the Applicant of corruption and pending the determination of the application.

PRESIDING JUDGE

HON. JUSTICE OBIORA ATUEGWU EGWUATU

- 2. An order of this Honourable Court direction service of the Order(s) of this Honourable Court made in this suit and all other processes on the Respondents vide publication in the Daily Trust Newspaper or by service on the Attorney General of Kano State or any of his officers or by broadcast/announcement in Freedom Radio Station, Kano.
- 3. And for such further order(s) as this Honourable Court may deem fit to make in the circumstances of this case.

Upon reading the affidavit in support of the application Exhibit A attached and the written address of counsel.

And after hearing A.B. Mahmoud SAN with Suraj Sa'eda SAN, M.K. Umar, Aminu S. Gadanya, I. Abdulaziz, S.S. Gezawa, O. Sefiullahi, H. Saleh, I. Abdullahi, B. Sulaiman & A. Hamisu Counsel for the Applicant move in terms of the motion paper and adopted their written address.

## IT IS HEREBY ORDERED AS FOLLOWED:-

- 1. That an interim order is made restraining the Respondents either by themselves, their agents, servants or privies howsoever described from acting upon or taking any further action against the Applicant on the basis of the preliminary report of investigation in respect of Petition of misappropriation financial against Kano State Emirate Council under the present Emir Muhammadu Sanusi II by the 1st Respondent dated 31st May, 2019 and issued on the 6<sup>th</sup> of June, 2019 indicting the Applicant of fraud, corruption and misappropriation pending the determination of a motion on Notice dated and filed on the 7<sup>th</sup> of June, 2019.
- 2. That an order is made directing service of this order, the motion on notice dated and filed on the 7<sup>th</sup> of June, 2019 and all other processes

- filed in this suit on the Respondents vide publication in the Daily Trust Newspaper and or on the Attorney General of Kano State.
- 3. That this suit is adjourned to the 28<sup>th</sup> of June, 2019 for the hearing of the motion on Notice dated and filed on the 7<sup>th</sup> of June 2019.

ISSUED AT KANO UNDER THE SEAL OF THE COURT AND THE HAND OF THE PRESIDING JUDGE THIS  $18^{\mathrm{TH}}$  DAY OF JUNE, 2019

MUHAMMAD SHEHU REGISTRAR

ATRUE COF HE REGISTRAR DATE/8/06/2019 Mar Brahims Bals (CCS)