

JURISDICTION

JURISDICTION – Original jurisdiction of Supreme Court – A.G. OF FED V A.G OF ABIA 20012 89 LRCN 2413.

JURISDICTION – Issue of – Whether can be raised for the first time at the Supreme Court ABU V ODUGBO 2001 89 LRCN 2632 at 2635
JURISDICTION – Plaintiff’s claim to determine same – BARCLAYS BANK V C.B.N 1976 6 S.C 175 at 193; ADEYEMI V OPEYORI (1976) 9 – 10 S.C 31; ABU V ODUGBO supra.

JURISDICTION SHOULD FIRST BE DETERMINED – Once raised, the issue of jurisdiction should be resolved first before taking further steps in the proceedings – TIGRIS INT. CORP. V EGE SHIPPING & TRADING INDUSTRY INC. & ORS (1999) 6 NWLR Pt.608, p.701.

JURISDICTION – MEANING – Authority of a court to decide a matter – NDAEYO V OGUNNAYA 1977 1 S.C 11; MISC OFFENCES TRIBUNAL V OKOROAFOR 2001 91 LRCN 3120; MOBIL PRODUCING NIGERIA UNLIMITED V LASEPA (2003) FWLR Pt.137, p.1029 at 1033; NWABUEZE V N.I.P.O.S.T 2006 8 NWLR Pt.983, p.480 at 490.

JURISDICTION – WHERE OUSTED – Where the jurisdiction of the Court has been clearly ousted by a Decree or a Statute, the Courts are obliged to uphold the ouster of its jurisdiction – MISC OFFENCES TRIBUNAL V OKOROAFOR supra;

HOPE HARRIMAN V MOBOLAJI JOHNSON 1970 ANLR 503;
ADERELE ADEJUMO V COL. MOBOLAJI JOHNSON 1074 ANLR 26 at 30;
ADEJUMO V MIL GOV LAGOS STATE 1972 I ANLR Pt. I 159; UWAIFO V A.G. BENDEL STATE 1983 4 NCLR 1; SODE V A.G FED 1990 1 NWLR Pt.

128 500 at 518; OSADEBEY V A.G BENDEL STATE 1991 2 LRCN 221;
1991 1 NWLR 533.

JURISDICTION – DETERMINATION – WHETHER BY STATEMENT OF
CLAIM & ENDORSEMENT ON WRIT – IKINE V EDJERODE 2001 92
LRCN 3288;

ALADEGBEMI V FASANMADE 1988 3 NWR 129;

EGE SHAPING & TRADITION IND V TIGRIS INT CORP 1999 73 LRCN
3683; 1999 14 NWLR 70 at 89;

JURISDICTION – OUSTER OF – COURTS TO JEALOUSLY GUARD
THEIR JURISDICTION – NIG ENG WORKS V DENAP LTD 2001 92 LRCN
3425.

JURIDICITION – WHEN TO BE RAISED – At any stage of proceedings, even
on appeal – OLORIODE V OYEBI 1984 5 S.C.I at 33;

SALATI V SHEHU 1986 I NWLR Pt. 15 198 at 205;

OLOBA V AKEREJA 1988 3 NWLR Pt. 84 520

EZE V A.G. RIVERS STATE 2001 92 LRCN 3501

JURISDICTION – ORDER – WRONG RULE – Where the court has
jurisdiction to make an order, the fact that the power is invoked under a wrong
Rule is immaterial – FALOB I V FALOB I 1976 9 – 10 SC 1 at 13; SALAWU V
AIYEDUN 1986 4 SC 61 at 98; MAJA V SAMOURIS supra.

JURISDICTION – WHEN RAISED – WHETHER PLAINTIFF MUST FIRST
PLEAD – Can be raised at any stage even before pleadings are filed – N.D.I.C
V C.B.N 2002 95 LRCN 389.

JURISDICTION – COMPETENCE OF COURT – CONDITIONS –
MADUKOLU V NKEMDILIM 1962 2 SCNLR 341
SKENCONSULT V UKEY 1981 1 SC 6;
ROSSEK V A.C.B 1993 8 NWLR Pt. 312 382 at 473;
ARAKA V EJEAGWU 2000 82 LRCN 3406

JURISDICTION – RAISED [SUO MOTU](#) – Issue of jurisdiction can be raised *suo motu* by the court – DONGTOE V CIVIL SERVICE COMM 2001 86 LRCN 1204.

JURISDICTION – FUNDAMENTAL TO TRIAL – MADUKOLU V NKEMDILIM 1962 2 SCLR 342; BRONIK MOTORS LTD V WEMA BANK 1983 1 SCNLR 296; DONGTOE V CIVIL SERV. COMM. 2001 86 LRCN 1204;

JURISDICTION – SUPREME COURT – ORIGINAL JURISDICTION – A.G ABIA STATE V A.G OF FED 2001 89 LRCN 2413.

JURISDICTION – MINES & MINERALS – FED. HIGH COURT – EFFECT OF LACK OF JURISDICTION – SHELL PETROLEUM DEV CO V ISAIAH 2001 87 LRCN 1909.

JURISDICTION – OFFENCE COMMITTED OUTSIDE THE STATE – ACCUSED ENTERING THE STATE – By his entry into the State, the State has jurisdiction subject to some conditions – PATRICK NJOVENS V STATE 1973 5 S.C 50; ADENIJI V STATE 2001 87 LRCN 1970.

JURISDICTION – FEDERAL HIGH COURT – MATTER INVOLVING FEDERAL GOVT OR ITS AGENCIES – NEPA V EDEGBRO 2002 103 LRCN 2280

JURISDICTION – DETERMINED BY PLAINTIFFS CLAIM- It is the claim of the plaintiff that determines jurisdiction – ATTORNEY GENERAL OF THE FEDERATION V GUARDIAN NEWSPAPERS LTD (2001) FWLR Pt.32, p.97.

COURT CANNOT EXPAND JURISDICTION – Courts can expound their jurisdiction, but they cannot expand it – TUKUR V GOVT. OF GONGOLA STATE (1989) 4 NWLR Pt.117, p.517; MUDIAGA –ERHUEH V INEC (2003) FWLR Pt.137, p.1066 at 1069.

TERRITORIAL JURISDICTION OF STATE HIGH COURTS – Cause of action arising from within a State are justiciable by any High Court within the State – KRAUS THOMPSON ORG.LTD. V UNIVERSITY OF CALABAR (2004) FWLR Pt.209, p.1148 SC.