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**IN THE HIGH COURT OF JUSTICE OF BENUE STATE OF NIGERIA**  
**IN THE BENUE STATE JUDICIAL DIVISION**  
**HOLDEN AT MAKURDI**

**ON MONDAY, THE 27<sup>TH</sup> DAY OF MARCH, 2023**  
**BEFORE HIS LORDSHIP: HONOURABLE JUSTICE W. I. KPOCHI – JUDGE**  
**SUIT NO. MHC/85/2023**  
**MOTION NO. MHC/633<sup>M</sup>/2023**

**BETWEEN:**

**ENGR. CONRAD TERHIDE UTAAN**

**\*\*\* PLAINTIFF/APPLICANT**

**AND**

**1. SENATOR (DR) IYORCHIA AYU**

**2. PEOPLES DEMOCRATIC PARTY \*\*\***

**DEFENDANTS/RESPONDENTS**

Applicant/Plaintiff present

M. T. Assoh, Esq. for Plaintiff/Applicant

J. Idu – Court Clerk

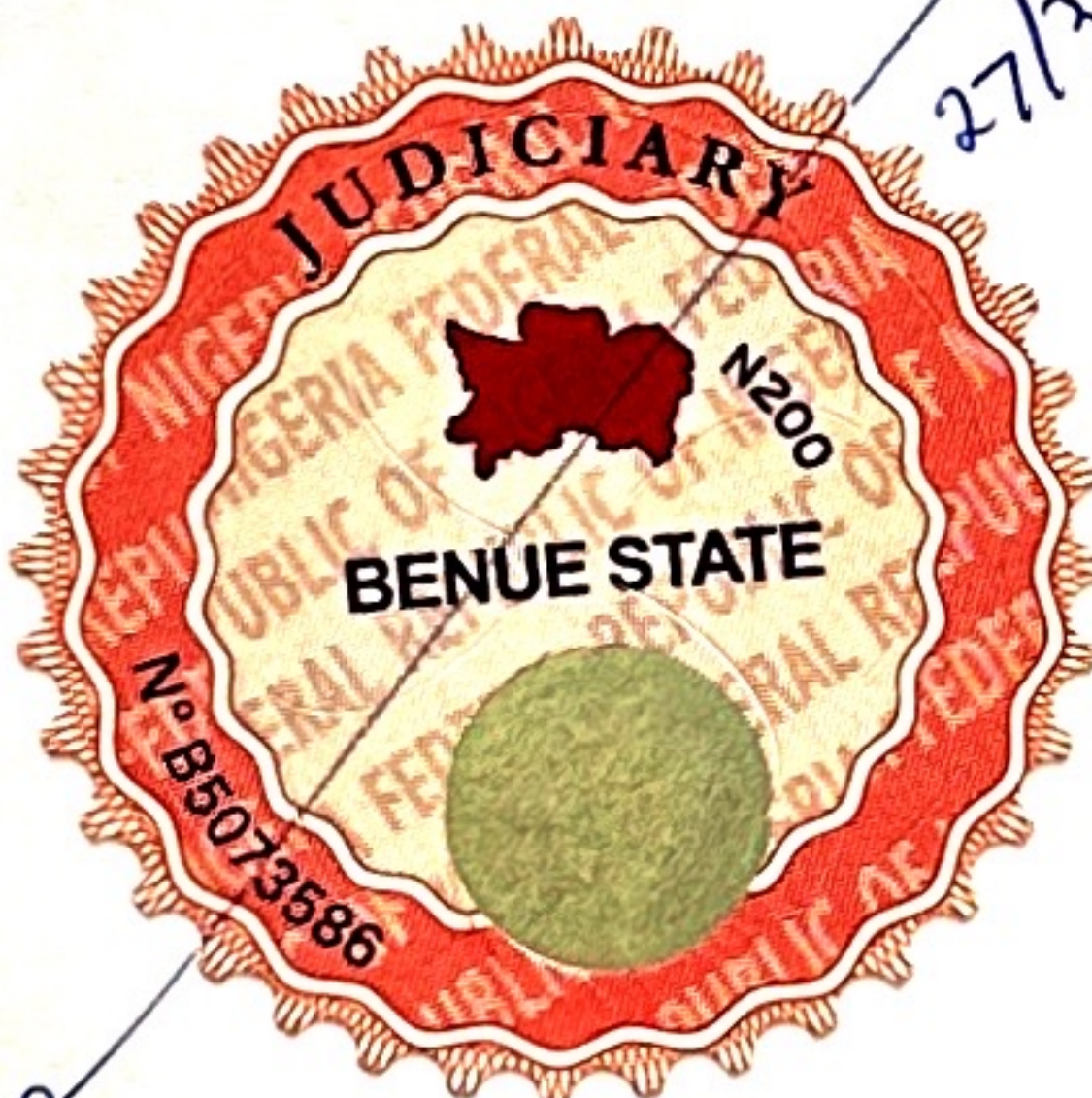
**COURT**

By this ex-parte application the Plaintiff/Applicant principally seek the order couched thus:

*“An order of interim injunction restraining the 1<sup>st</sup> defendant Senator Dr. Iyorchia Ayu from parading himself as the National Chairman of the People’s Democratic Party (PDP) having lost membership of the party, pending the hearing and determination of Motion on Notice already filed.”*

The application is supported by a fifteen (15) paragraph affidavit to which is annexed three exhibits as Exhibits A1, A2 and B which are the Applicant’s membership card of the 2<sup>nd</sup> defendant, receipts for payment of dues and a vote of no confidence passed on the 1<sup>st</sup> Defendant/Respondent by the Igyorov Council Ward of the 2<sup>nd</sup> Defendant in Gboko Local Government, Benue State.

Upon hearing Mr. M. T. Assoh of Learned Counsel ably move the application and upon a dispassionate consideration of the facts placed before me in the pool of the affidavit evidence, and again, upon the



**HON. JUSTICE W. I. KPOCHI**  
**JUDGE.**  
**27/03/2023**

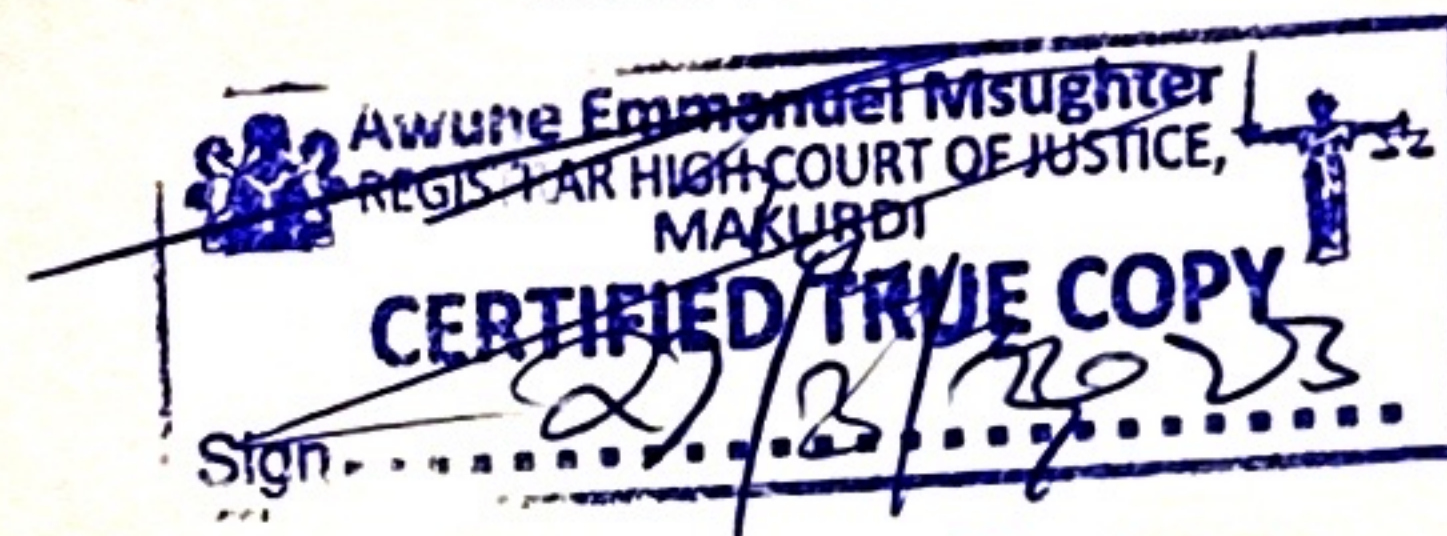
consideration of the issues distilled in the written address by M. T. Assoh of Learned Counsel, it is my candid view that this is a proper case to grant the interim injunction as craved.

Consequently, this application is hereby granted in terms of the reliefs captured in the motion papers as herein before reproduced.

It is so ordered.

Adjourned to 17/4/2023 for hearing.

**REGISTRAR.**



*Awure Emmanuel Msiughter*  
*Registrar*  
*27.03.2023*

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