

IN THE FEDERAL HIGH COURT OF NIGERIA
IN THE PORT HARCOURT JUDICIAL DIVISION
HOLDEN AT PORT HARCOURT
ON MONDAY THE 22ND DAY OF NOVEMBER, 2021
BEFORE HIS LORDSHIP
HON. JUSTICE S. DALYOP PAM [JUDGE]

SUIT NO: FHC/PH/CP/11/2021

BETWEEN:

1. MR. PHILLIP PAUL AKOR
2. MR. NATHANIEL PAUL AKOR } PETITIONERS

AND

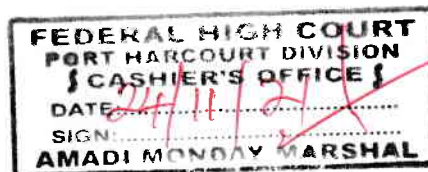
BENIGNANT FORTE NIGERIA LIMITED == == == RESPONDENT

ORDER

UPON THIS MOTION ON NOTICE dated and filed 9th day of November, 2021 and praying this Honourable Court for the following reliefs:

1. An Order appointing the Mr. Emeka Dite Abiola Ojoko (FDIR, ABR, ACIARB) as Provisional Liquidator of Benignant Forte Nigeria Limited pending the hearing and determination of the Originating Petition.
2. An Order authorizing and directing the Provisional Liquidator to take possession of all the property and assets of Benignant Forte Nigeria Limited;

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3. An Order authorizing the Provisional Liquidator to:

- (1) take over the operation and management of the business of Benignant Forte Nigeria Limited;
- (2) Take over and operate all bank accounts of the Company;
- (3) require a full accounting from the Applicants and Respondent, and payment of all monies recieved by them on behalf of Benignant Forte Nigeria Limited;
- (4) ascertain the debts due to the investors, contributors and creditors of the Company and pay such due debts;
- (5) appoint legal practitioners, auditors or any other relevant professional(s) to assist him in the performance of his duties;
- (6) Summon such meetings of the contributories and creditors of the company as the Provisional Liquidator may deem necessary to ascertain their wishes regarding the winding up of the company;



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- (7) pay the salaries and emoluments of the known and approved staff of the company; and
 - (8) exercise such other powers vested by Section 588(1) of the Companies and Allied Matters Act 2020.
4. And such other order(s) as this Honourable Court may deem fit to make in the circumstances.

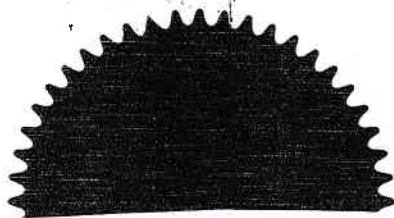
AFTER READING the Affidavit in Support of Motion paper with the attached exhibits sworn to by **Mr. Phillip Paul Akor**, adult, male, Christian, Nigerian citizen of No. 12 Calvary Road, Maraba, Karu, Nasarawa State and filed at this Court's Registry;

AND AFTER HEARING A. Akinwale, Esq. Learned Counsel appearing for the Petitioners/Applicants with **S. Okwudiri Esq.** moved in term of this Motion paper.

AND this Honourable Court having ruled this 22nd day of November, 2021.

IT IS HEREBY ORDERED AS FOLLOWS:

1. That order is hereby granted appointing **MR. EMEKA DITE ABIOLA OJOKO (FDIR, ABR, ACIARB)** as Provisional Liquidator of Benignant Forte Nigeria Limited pending the



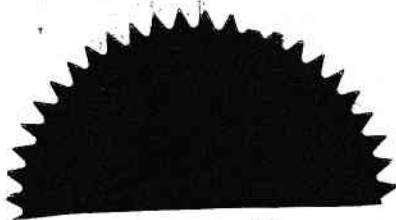
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HON. JUSTICE S. DALYOP PAM
JUDGE



hearing and determination of the Originating Petition.

2. That order is hereby made authorizing and directing the Provisional Liquidator to take possession of all the property and assets of Benignant Forte Nigeria Limited;
3. That order is hereby made authorizing the Provisional Liquidator to:
 - (a) take over the operation and management of the business of Benignant Forte Nigeria Limited;
 - (b) Take over and operate all bank accounts of the Company;
 - (c) require a full accounting from the Applicants and Respondent, and payment of all monies received by them on behalf of Benignant Forte Nigeria Limited;
 - (d) ascertain the debts due to the investors, contributors and creditors of the Company and pay such due debts;
 - (e) appoint legal practitioners, auditors or any other



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HON. JUSTICE S. DALYOP PAM
JUDGE



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FEDERAL HIGH COURT
PORT HARCOURT DIVISION
CASHIERS OFFICE
DATE: _____
SIGN: _____
AMADI MONDAY WARSHAL

CERTIFIED TRUE COPY
FEDERAL HIGH COURT
PORT HARCOURT DIVISION
OBATA G. I. (MRS.)
REGISTRAR

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ISSUED AT PORT HARCOURT under the seal
of the court and the Hand of the Presiding
Judge this 22nd day of November, 2021.

2. That this matter is by the order of
this Honourable Court adjourned
to the 7th day of December, 2021.

- (f) Summon such meetings of
the contributors and
creditors of the company
as the Provisional
Liquidator may deem
necessary to ascertain
their wishes regarding the
winding up of the
company;
- (g) pay the salaries and
emoluments of the known
and approved staff of the
company; and
- (h) exercise such other
powers vested by Section
588(1) of the Companies
Act and Allied Matters Act
2020.

HON. JUSTICE S. DALYOP PAM
JUDGE

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