

IN THE SUPREME COURT OF NIGERIA
HOLDEN AT ABUJA
ON THURSDAY, THE 26TH DAY OF OCTOBER, 2023
BEFORE THEIR LORDSHIPS

JOHN INYANG OKORO
UWANI MUSA ABBA AJI
MOHAMMED LAWAL GARBA
IBRAHIM MOHAMMED MUSA SAULAWA
ADAMU JAURO
TIJJANI ABUBAKAR
EMMANUEL AKOMAYE AGIM

JUSTICE, SUPREME COURT
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JUSTICE, SUPREME COURT
SC/CV/937/2023

BETWEEN:

1. MR PETER GREGORY OBI } == == == APPELLANTS
2. LABOUR PARTY }

AND

1. INDEPENDENT NATIONAL ELECTORAL }
COMMISSION (INEC) } = RESPONDENTS
2. SENATOR BOLA AHMED TINUBU }
3. SENATOR SHETTIMA KASHIM }
4. ALL PROGRESSIVES CONGRESS (APC) }

JUDGMENT

(DELIVERED BY TIJJANI ABUBAKAR, JSC)

My Lord and brother OKORO, JSC, granted me the privilege of having a preview of the leading Judgment rendered in this appeal. I entirely agree that issues 1, 2, 3, 5, 6, SC/CV/937/2023

Tijjani Abubakar, JSC

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6/12/2023

and 7 have been dealt with in detail in the leading Judgment in appeal number **SC/CV/935/2023, ABUBAKAR ATIKU & ANOR V. INEC & ORS**, delivered by this panel. This is therefore an off shoot of the same Judgment.

I agree that the only issues not fully addressed in that Judgment as canvassed by the Appellants in this appeal is issue number 4 dealing with the nomination of Senator Kashim Shettima as the Vice-Presidential candidate of the 4th Respondent. In my view too, this issue has been dealt with by this Court in **PDP V. INEC & 3 ORS** delivered on the 26th day of May 2023. Appellants appeal on this point amounts to an attempt to relitigate the point on nomination of Senator Shettima, this certainly offends the settled position of the law that there must be an end to litigation, this issue having been fully settled by this Court. The Appellant will not be allowed to relitigate this issue, it is therefore needless and totally


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unnecessary, parties are bound by our decision of 26th May, 2023 in Appeal number SC/CV/501/2023.

This appeal therefore lacks merit it is hereby dismissed.

Appeal dismissed.


TIJJANI ABUBAKAR
JUSTICE, SUPREME COURT

APPEARANCES:

DR. LIVY UZOUKWU, SAN with AWA KALU, SAN; ALEX EJESIEME, SAN; PETER AFUBA, SAN and CHIKE A. OBI, ESQ for the Appellant.

A.B. MAHMOUD, SAN with MIANNAYA ESSIEN, SAN; SIR. STEPHEN ADEHI, SAN; MUSA A. ATTAH, ESQ and CHUKWUDI ENEBELI, ESQ for the 1st Respondent.

CHIEF WOLE OLANIPEKUN, SAN with YUSUF ALI, SAN; EMMANUEL UKALA, SAN; PROF. TAIWO OSIPITAN, SAN and AKINTOLA MAKINDE, ESQ for the 2nd and 3rd Respondents.

CHIEF AKIN OLUJINMI, SAN with CHIEF CHARLES UWENSUYI-EDOSOMWAN, SAN; CHIEF ADENIYI AKINTOLA, SAN CHIEF AFOLABI FASHANU, SAN and OLUMIDE OLUJINMI, ESQ for the 4th Respondent.

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