

IN THE FEDERAL HIGH COURT OF NIGERIA  
IN THE ABUJA JUDICIAL DIVISION  
HOLDEN AT ABUJA

SUIT NO:

FHC/ABJ/CS/1335/2022

BETWEEN

1. CHIEF MIKE OZEKHOME, SAN
2. ABUBAKAR DAMISA SANI, ESQ.

} ..... PLAINTIFFS

AND

THE INDEPENDENT NATIONAL  
ELECTORAL COMMISSION

.....DEFENDANT



AFFIDAVIT OF URGENCY

LSNB 90437996

I, **Abubakar Damisa Sani, Esq.** Male, Muslim, Citizen of Nigeria, Legal Practitioner of **Ukwe Court, Plot 2215 Cadastral Zone, Nile Street, Maitama, Federal Capital Territory, Abuja, Nigeria**, hereby make oath and state as follows:

1. That I am a legal practitioner and the **2<sup>nd</sup> Plaintiff** in this suit and I am therefore conversant with the facts and circumstances of this matter.
2. That I have the consent and authority of the **1<sup>st</sup> Plaintiff** to depose this affidavit on his behalf.

3. That the 1<sup>st</sup> Plaintiff is a renowned constitutional lawyer, a taxpayer, and human right activist with a passion for upholding the rule of law and good governance in all facets of our national life.
4. That I know as a matter of fact that the 1<sup>st</sup> Plaintiff as a constitutional lawyer has a duty to ensure that the provisions of the Constitution and the Electoral Act are upheld to the letter.
5. That the Defendant is an institution which is charged under the **Constitution** of the Federal Republic of Nigeria, **1999** (as altered) and the Electoral Act, **2022** to, amongst other responsibilities, conduct the registration of voters in respect of the general election scheduled to hold on **25<sup>th</sup> February, 2023**.
6. That the Defendant has been conducting a continuous voter's registration across Nigeria until the **31<sup>st</sup> day of July, 2022**, when it stopped the exercise.
7. That the said stoppage of the continuous voter registration by the Defendant affected me personally and other Nigerians for the following reasons:
  - i. That I am yet to register to vote in the forthcoming general election scheduled to hold on the **25<sup>th</sup> day of February, 2023**.
  - ii. That I am keenly interested in voting in the said general election to be conducted by the Defendant but I cannot do so unless I am duly registered by the Defendant.



- iii. That prior to **31<sup>st</sup> July, 2022** I visited several continuous voters' registration centers in Abuja to register, without success as a result of the overwhelming crowd seeking to be registered.
- iv. That I know as a fact that the cessation of the continuous voters' registration has disenfranchised me and other eligible citizens and several other citizens who shall attain eighteen (18) years before the **27<sup>th</sup> day of November, 2022** which is exactly **90 (ninety)** days to the next general election scheduled to hold on **25<sup>th</sup> February, 2023**.
8. That it will be in the best interest of justice if this matter is given a most urgent attention because irreparable damage would be done to the plaintiffs if it is not taken urgently.
9. That the 1<sup>st</sup> Plaintiff and myself have brought this action to urgently enforce the right to register to vote against the Defendant who is determined to prevent myself and other eligible Nigerians from doing so.
10. That unless this matter is urgently assigned, and expeditiously heard and determined, irreparable damage will be done to the Plaintiffs and other Nigerians, in that they would be barred from participating in the forthcoming general elections taking place on the **25<sup>th</sup> of February, 2023**.
11. That unless this action is timeously heard before the 90 days to the date of election, it would foist on this honourable court a situation of fait accompli and complete helplessness and the 2<sup>nd</sup> Plaintiff's and millions of other Nigerians' right to register to vote and actually vote would be grossly violated.
12. That it is necessary to grant accelerated hearing of this action.
13. That I solemnly depose to this affidavit in good faith, conscientiously believing same to be true and correct and in accordance with the Oaths Act, **LFN, 2004**.

*[Handwritten Signature]*  
DOCUMENT

Sworn to at the Federal High Court Registry, Abuja.

This 5<sup>th</sup> day of Aug., 2022.

**BEFORE ME**

COMMISSIONER FOR OATHS  
FEDERAL HIGH COURT  
15 AUG 2022  
COMMISSIONER FOR OATH.  
SIGN