

KINGS LAW REPORTS

(ALL SC/NOVEL CA)

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Dedicated to the King of kings

O. O. NOEL ESQ. Chief Editor

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LAND USE ACT - Deemed grants of rights of occupancy - Are as valid as express grants - And may not be defeated by any unlawful subsequent dealing - In respect of such land by the original owners thereof (H8) Provost L.S.C.E. v. Edun p. 641

MATRIMONIAL CAUSES - Agreement to marry - A mere convivial or romantic relationship without more - Is not enough for a court - To found an agreement to marry (H3) Ezennah v. Atta p. 591

MATRIMONIAL CAUSES - Agreement to marry - The law will in appropriate cases - Hold that parties intended to marry - In the absence of any written agreement to marry (H4) Ezennah v. Atta p. 591

MATRIMONIAL CAUSES - Gift of property on basis of agreement to marry - As the appellant's testimony was uncontradicted - There was no evidence to show that the property in dispute was put up - Based on an agreement to marry - Or that there was such an agreement to marry at all (H5) Ezennah v. Atta p. 591

MATRIMONIAL CAUSES - Premarital gifts - Cannot be predicated on a contract to marry - Parties must be ad idem in respect of any collateral transaction - Relating to the intended marriage (H11) Ezennah v. Atta p. 591

PARTIES - Opportunity to present a party's case - The 4th respondent was a person who had opportunity to present his case - Which he did - And therefore could not be said to be "a person who is not a party to the cause" (H17) Ndoma-Egba v. Chukwuogor p. 671

PARTIES - Proper party - The 4th respondent was a proper party - Against whom judgment ought to have been given by the court of Appeal - Had it taken the right decision to restore his name to the suit (H18) Ndoma-Egba v. Chukwuogor p. 671

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STATUTES - Expropriatory Statutes - Interpretation - The Courts attitude is to adopt the principle of strict construction - Which leans in favour of the citizen whose property rights are being denied (H4) Ndoma-Egba v. Chukwuogor p. 671

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TRUSTS - Resulting Trust - There is no evidence that appellant holds the property in dispute in trust for the respondent - Particularly in the absence of proof of agreement of marriage between them (H10) Ezennah v. Atta p. 591

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WORDS & PHRASES - “Or and “and” - Interpretation - Ordinary usage - Situations may make it necessary - To read “and” in place of “or” and vice versa (H2) Ndoma-Egba v. Chukwuogor p. 671

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