

IN THE HIGH COURT OF LAGOS STATE

IN THE IKEJA JUDICIAL DIVISION

HOLDEN AT IKEJA

SUIT NO:

BETWEEN:

CROWN KITCHEN LTD.CLAIMANT

AND

K & T LTD.DEFENDANT

DEFENDANT WITNESS STATEMENT ON OATH

1. The Applicants herein is the Business Manager of the Defendant
2. That the Defendant entered into a contract agreement with the claimant
3. That the Claimant and the Defendant entered into a contract agreement (A1 annexed) in Ikeja but the actual performance of the contract was intended to be in Ikoyi, Lagos where the defendant had its offices.
4. That Clause 45 of the said contract agreement provides that any dispute arising from the agreement shall first be submitted to conciliation before litigation.
5. That the Claimant did not initiate or attempt any conciliation process prior to filing this suit at the High Court of Lagos State sitting at Ikeja.
6. That the principal place of business of the Defendant is in Ikoyi and all business transactions in relation to the said contract were carried out in Ikoyi.

7. That it is in the interest of justice, we seeking for the Honourable Court to strike out this suit for being incompetent and filed in violation of the agreed terms between the parties.

DATED THIS DAY OF 2018

Musa Muhammed Esq

Fatai Abiodun, Esq

Safiyya Auwal Esq

Group 8 Chambers,

LEGAL PRACTITIONERS,

SUIT 16, AMA-BEC PLAZA

LEKKI-AJAH, LAGOS.

08063149445

FOR SERVICE ON THE DEFENDANT/RESPONDENT:

Group 3 Chambers

CROWN KITCHEN LTD

NLS Bwari, Ikeja