**IN THE FEDERAL HIGH COURT**

**HOLDEN AT PORT HARCOURT**

**SUIT NO:**

BETWEEN

CHIEF N Z NZARGA ------------------------------------------- PLAINTIFF/RESPONDENT

AND

BLUR-TEETH NIGERIA LIMITED -------------------------- DEFENDANT/APPLICANT

**NOTICE OF PRELIMINARY OBJECTION**

**Brought Pursuant to Order \*\*8 Rule \*\*\* of the Federal High Court Civil Procedure Rules**

TAKE NOTICE that at the hearing of this suit, the Defendant/Applicant shall raise objection to the jurisdiction of this Honorable Court to hear and/or determine this suit

**Grounds for the Application**

1. The suit was not initiated by due process
2. The Plaintiff’s suit as presently constituted is grossly incompetent having been filed under a repealed/abrogated rule
3. The suit is not maintainable in a representative capacity
4. All the Plaintiff’s reliefs are not justiciable against the Defendant and therefore are incompetent

**Reliefs Sought by this Application**

1. AN ORDER striking out the Plaintiff’s suit with costs on indemnity basis in favor of the Defendant/Applicant
2. Such further orders or other orders as the Court may deem fit to make in the circumstances of this case

Dated this …. Day of ………… 2022

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 Defendant/Applicant’s Counsel

**For service on;**

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Claimant/Respondent’s Counsel

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**AFFIDAVIT IN SUPPORT**