

GOMBE STATE LEGAL NOTICE NO. 2 OF 2023

**GOMBE STATE DISTRICT COURTS
(INCREASE OF COURT FEES) RULES, 2023**

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DATE OF THE COMMENCEMENT: 22ND DAY OF DECEMBER, 2023.

In the exercise of the powers conferred upon me by sub-section (1) of Section 89 of the District Courts Law, Cap. 42 Laws of Bauchi State as applicable to Gombe State, I, Hon. Justice Halima S. Mohammed, the Hon. Chief Judge of Gombe State hereby make the following Rules:

1. These Rules may be cited as the Gombe State District Courts (Increase of Fees) Rules, 2023.
2. The Gombe State District Courts (Increase of Fees) Rules 2015 is hereby repealed and replaced with the following:

SECOND SCHEDULE

Part 1 General Fees:

COMMENCEMENT OF CAUSE AND MATTERS

1. Filing fees for civil complaint:

- a) not exceeding N100,000:00.....3,000:00
- b) exceeding N100,000:00 but not more than N500,000:00.....4,000:00
- c) exceeding N500,000:00 but not more than N1,000,000:00....6,000:00
- d) exceeding N1,000,000:00 but not more than N2,500,000:00.....8,000:00
- e) exceeding N2,500,000:00 but not more than N3,000,000:00.....10,000:00

2. For the possession of property as between landlord and tenant at the rates under items 1 record on the amount of rent or value.

3. For the appointment of guardian ad-litem.....1,000:00

4. For an injunction.....1,000:00

5. For any other relief or claim not specifically provided for under item 1-4.....1,000:00

a) item one (1) the annual rent or value to be specified.

b) item two (2) the annual rent or value to be specified shall be that which payable under the lease granted to the tenant bringing the action, whichever is greater. If it is something other than money whether wholly or

in part, its nature and annual value shall be specified. If the annual rent or value was under stated the Court may order the balance of the fee chargeable to be paid, and if it was under stated knowingly or negligently, the court may also order a sum equal to such balance to be paid as penalty. In either case the court may direct that the proceedings shall not continue until the balance and penalty (if any) are paid.

c) where two or more claims are join the highest fee under any relevant item shall be charged.

d) a set-off or counter-claim shall be charged as in item 1-4 above.

APPLICATIONS, AFFIDAVITS, JUDGMENTS, ORDERS, SECURITY, BONDS AND WARRANTS.

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6. On application for warrant to arrest an absconding defendant or for interim attachment of property	1,000	00
7. On application for direct criminal complaint	1,000	00
8. On filing any other application.....	1,000	00
9. On filing a security bond.....	1,000	00
10. On filing any other paper.....	1,000	00
11. On justification of sureties for each surety.....	1,000	00
12. For the drawing up of any order.....	1,000	00

MISCELLANEOUS SERVICES

For a special interpreter of a language not in common use per day or part thereof, as the court may order but not less than.....1,000:00

14. For an inquiry by a court officer where so ordered for each sitting.....1,000:00

16. For taking down a person's statement where so ordered by the Court

1,000:00

17. For searching the archives.....1,000:00

18. For drawing up a bill of cost where so directed.....1,000:00

19. For taking inventory where so ordered.....1,000:00

- 21. For every subpoena.....1,000:00
- 22. On warrant for prisoner to give evidence.....500:00
- 23. For attesting the execution or signature of an instrument
.....500:00
- 24. For swearing in an affidavit or making a declaration per
deponent.....500:00
- 25. For making any paper annexed to an affidavit or declaration.....100:00
- 26. For sealing any document not in a proceeding.....500:00
- 27. For certifying a copy of any document:
 - a) for the first five (5) pages.....200:00
 - b) for six (6) pages and above (per page).....50:00
- 28. For payment into court (except where ordered by Court) of proceeds of
execution:
 - a) not exceeding N20,000:00 per N1000:00 or part thereof-100:00
 - b) exceeding N20,000:00 per N1,000:00 or part thereof.....100:00
- 29. For the service of any document or process initial fee (plus mileage)
 - a) if within a kilometer from the Court.....400:00
 - b) if beyond one kilometer per day or part thereof.....500:00

NOTES:

Where an officer serves more than one document or writ on the same route, one mileage rate is to be charged, and apportioned upon the documents or writs.

Where the Sheriff, Deputy Sheriff or a Registrar executes any duty in person by direction of the Court he is entitled instead of mileage fees, to his actual expenses and such travelling allowances as the Court may allow.

In addition to the above fees, the party on whose behalf such services are to be performed shall be liable to pay such expenses of transport, as the Court may think reasonable.

For the performing of any other duty not therein expressly provided the officer may receive such fee as the Court may allow.

PART II: ALLOWANCES TO WITNESS PER DAY
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- a) person earning N3,000,000 P. A and above.....5,000:00
- b) person earning N2,000,000 P. A and less than N3,000,000.....3,000:00
- c) person earning N1,000,000 P. A and less than N2,000,000.....2,000:00
- d) person earning N500,000:00 P. A less than N1,000,000.....1,500:00
- e) person earning N250,000:00 P. A and less than N500,000:00.....1,000:00

TRANSPORT ALLOWANCE

- a) by private car.....N500:00 per Kilometer
- b) by motorcycle.....N200:00 per Kilometer

MADE AT GOMBE THIS 22ND DAY OF DECEMBER, 2023.

SIGNED
HON. JUSTICE HALIMA S. MOHAMMED
CHIEF JUDGE GOMBE STATE

APPROVED THIS 22ND DAY OF DECEMBER, 2023.

SIGNED
BY HIS EXCELLENCY
MUHAMMADU INUWA YAHAYA
GOVERNOR, GOMBE STATE