

GOMBE STATE LEGAL NOTICE NO. 1 OF 2023

GOMBE STATE HIGH COURT

(INCREASE OF COURT FEES) RULES, 2023

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COMMENCEMENT: 22ND DAY OF DECEMBER, 2023.

In the exercise of the powers conferred on me by sub-section (1) of section 116 of the High Court Law and all other laws and powers enabling me in that behalf, I, Honourable Justice Halima S. Mohammed, Chief Judge of Gombe State do hereby make the following Rules:

1. These Rules may be cited as the Gombe State High Court (increase of court fees) Rules, 2023.
2. The Gombe State High Court (increase of court fees) Rules, 2015 is hereby repealed and replaced by these Rules.

FIRST SCHEDULE

1. **For Recovery of Specified Sum:**

	₦	:K
a. not exceeding N250,000:00-----	20,000	00
b. exceeding N250,000:00 but not above N500,000:00 -----	25,000	00
c. exceeding N500,000:00 but not above N1,000,000-----	30,000	00
d. exceeding N1,000,000 per N1,000,000 or part thereof-----	10,000	00
e. claim in foreign currency shall be converted into the local currency as stated above.		
2. **For account taken and payment of the sum found due:**

	₦	:K
a. initial fee-----	3,000	00
b. second fee (payable before setting down for judgement): per N100,000:00 or part thereof found due in excess of each N50,000:00-----	1,000	00

3. For possession of property, as between landlord and tenant: ₦ :K

- a. where the annual rent or value does not exceed N3,000,000:00-----8,000:00
- b. where the annual rent or value exceeds N3,000,000 per N1,000,000 or part thereof-----4,000:00
- c. for claim of arrears of rent-----2%

4. For a Declaration of title to land, and for possession of land other than as between landlord and tenant: ₦ :K

- a. N300,000:00 or part thereof of where the gross value of the property is specified-----20,000:00
- b. for each subsequent N100,000:00-----1,000:00
- c. where no gross value can be specified-----10,000:00

5. For possession of property (other than as between landlord and tenant and other than land) as under item one of this appendix on the sum claimed in lieu of the property.

6. For the administration of the property of a deceased person where there is no dispute regarding succession or distribution:

- ₦ :K**
- a. where the gross value of the property does not exceed N50,000:00-----3,000:00
 - b. where it exceeds N50,000:00 for each subsequent N50,000:00-----1,000:00
 - c. where no gross value can be specified-----5,000:00

7. For the determination of the property of person of unsound mind: same as under item 6.

8. For the determination of a question relating to the distribution of, or succession to the property of a deceased person, or a trust whether the person who created the same is dead or alive.

- ₦ :K**
- a. where the gross value of the property of the deceased person, or the property under trust does not exceed N50,000-----3,000:00

- b. where it exceeds N50,000:00 for each subsequent N50,000:00-----1,000:00
- c. where no gross value can be specified-----4,000:00

9. Filing of Court Processes:

- a. originating processes: **₦ :K**
 - (i) writ of summons-----4,000:00
 - (ii) originating summons-----4,000:00
 - (iii) originating motion-----4,000:00
- b. process affidavit/oath-----500:00
- c. filing-----500:00
- d. sealing-----200:00
- e. each exhibit-----200:00

10. Motion on Notice:

₦ :K

- a. motion on notice-----2,000:00
- b. process affidavit/oath-----500:00
- c. each exhibit-----200:00
- d. sealing-----200:00
- e. filing-----500:00

11. Motion Ex-parte

₦ :K

- a. motion ex-parte-----2,000:00
- b. process affidavit/oath-----500:00
- c. each exhibit-----200:00
- d. sealing-----200:00
- e. filing-----500:00

12. Damages:

₦ :K

- a. general damages for N1,000,000:00-----1,000:00
 - (i) after the N1,000,000:00 for each N1,000,000:00 or part thereof-----1,000:00
- b. special damages for N1,000,000:00-----2,000:00
 - (i) after the 1st N1,000,000:00 for each N1,000,000:00 or part thereof-----1,000:00
- c. for any other relief or assistance not specifically provided for-----2,000:00

13. Election Cases

₦ :K

- a. for the petition-----10,000:00

- b. for memorandum of appearance-----2,000:00
- c. deposit at the time of presentation of petition-----20,000:00
- d. for filing respondent’s reply-----6,000:00
- e. for filing any application-----2,000:00

14. Matrimonial Causes # :K

- a. for any petition (other than alimony)-----4,000:00
- b. for the first citation-----500:00
- c. for any subsequent citation-----300:00
- d. for a petition for alimony-----4,000:00
- e. for Registrar Certificate-----1,000:00
- f. for any application for decree absolute-----1,000:00
- g. for reducing a petition on affidavit to writing-----1,000:00

15. Legitimacy Cases # :K

- a. for the petition-----4,000:00
- b. for sealed decree or copy thereof-----2,000:00

16. Probate and Administration # :K

- a. on drawing up of an administration decree-----800:00
- b. on drawing up order on further consideration where the property administered exceeds N500,000:00-----1.5%
- c. on filing of an application for probate or administration-----3,000:00
- d. on filing oath of execution or administration-----500:00
- e. on filing justification of sureties, for each surety-----500:00
- f. on filing administration bond-----1,000:00
- g. on every entering of caveat-----1,000:00
- h. on every warning to a caveat-----1,000:00
- i. on probate or letters of or order of administration; where the value of the property affected by the grant or order-
 - (i) does not exceed N100,000:00-----1,000:00
 - (ii) exceeding N100,000.00 but less than N500,000:00-----2,000:00
 - (iii) exceeds N500,000:00 but less than N1,000,000:00-----1%
 - (iv) exceeds N1,000,000:00 or part thereof-----1.5%
 - (v) exceeds N10,000,000:00 per N2,000,000:00 or part thereof-----2%
- j. for resealing grant so as to bring it into force in Gombe State-----1.5%

- k. on inventory taken by a court officer-----2,000:00
- l. on application to search grants or letters of administration, probate of will or to inspect a grant or Will-----2,000:00
- m. on deposit of a Will for safe custody-----5,000.00
- n. on filing of any other application:
 - (i) if alone-----2,000:00
 - (ii) if accompanied by other paper each-----200:00
- o. on filing of affidavit-----500:00
- p. on filing a security bond-----500:00
- q. on filing any other paper-----500:00
- r. on application for devolution-----2%
- s. where no letter of administration is required and the amount is below N100,000:00-----2,000:00

17. Appeal # :K

- a. appeal from High Court to Court of Appeal-----5,000:00
- b. appeal from Lower Courts to High Court-----3,000.00

18. Miscellaneous # :K

- a. For special interpreter of language not in common use per day or part thereof, as the court may order not less than-----5,000:00
- b. For an inquiry by a Court officer where so ordered for each sitting-----1,000:00
- c. For an account taken by a Court officer ordered: per N1,000:00 or part thereof found to have been received-----500:00
- d. For taking down person's statement where so ordered as court may direct but not less than-----1,000:00
- e. For searching the archives for each period of 6 months or part thereof-----2,000:00
- f. For drawing up of a bill of cost where so directed per folio of 72 words-----2,000:00
- g. For taxing costs where so ordered per N10:00 or part thereof-----2,000:00
- h. For preparing a copy where authorized per folio of 72 words-----2,000:00
- i. For every subpoena-----1,000:00
- j. On warrant for prisoner to give evidence-----500:00
- k. Certify True Copy of any document:
 - i. for the first five (5) pages-----500:00

ii. for six (6) pages and above (per page)-----	50:00
l. Translation of any document, per page-----	100:00
m. Certificate of Judgement-----	2,000:00
n. For each form-----	1,000:00
o. Oath-----	500:00
p. Administrative Affidavit-----	500:00
q. File Jacket (probate)-----	200:00

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