

FIRST SEMESTER EXAMINATION

SESSION: 2023/2024

COURSE TITLE: MOOT AND MOCK TRIAL I

COURSE CODE: LAW 577

INSTRUCTION: ANSWER ONLY FOUR QUESTIONS.

1. (a) What are the sources of Arbitration Law.
(b) Explain the grounds for setting aside an Award.
2. The Commissioner of Police, Oyo State received a petition from the University of Ibadan, Oyo State on the 28th day of December, 2023 against one Mr. Tanimola Adeolu and Others at large, alleging that they converted the sum of ₦500,000,000:00 (Five Hundred Million Naira Only) which was meant for the payment of December, 2023 salaries of the staffs of the ivory tower contrary to the provisions of Sections 383 and 390 of the Criminal Code Cap 27, Laws of Oyo State of Nigeria, 2015.
(a) Prepare the information that will be filed at the appropriate court in respect of this case.
(b) What are the other documents that should be filed together with the said information.
3. A person charged with an offence punishable with imprisonment for term exceeding 3 (three) years as stated under Section 162 of the Administration of Criminal Justice Act, he/she shall upon application to the court be released on bail except there are other reasons to the contrary.
What are these reasons?
4. Write comprehensive notes on any three (3) of the following:
 - (i.) Defendant.
 - (ii.) Prosecutor.
 - (iii.) Allocutus.
 - (iv.) Complainant.
5. (a) If there are two different applications before the court, one for extension of time and the other is for entering judgment in default of

JOSEPH AYO BABALOLA UNIVERSITY
IKEJI – ARAKEJI, OSUN STATE
COLLEGE OF LAW

SEMESTER: FIRST SEMESTER
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SESSION: 2020/2011
2 ½ Hours

ANSWER ANY FOUR QUESTIONS ONLY.

1. Assuming you are the Counsel to Olu Ajayi who has been charged before the Chief Magistrate Court, Ikeji – Arakeji for the underlisted offences as follows;

COUNT I

That you Olu Ajayi, Kemi Sola and others now at large, on the 10th day of February, 2021 at Ikeji – Arakeji, Ilesa Magisterial District, Osun State of Nigeria did conspire together to commit a felony to wit – obtaining money under false pretences and thereby committed an offence contrary to and punishable under Section 516 of the Criminal Code Cap. 28 Laws of Osun State of Nigeria, 2008.

COUNT II

That you Olu Ajayi, Kemi Sola and others at large, on the same date, time and place at the aforementioned Magisterial District did fraudulently obtained the sum of N1 Million only from one Mrs. Yankadede with the pretence that you will procure an American Visa for her which you did not and thereby committed an offence contrary to and punishable under Section 419 of the Criminal Code Cap. 28 Laws of Osun State of Nigeria, 2008.

- (a) What reasons would you adduce before the court in securing his bail application. 10 Mks
- (b) How will the bail conditions be perfected if granted by the Chief Magistrate Court? 7 ½ Mks
2. (a) Statement of claim is just the entire facts constituting the whole case of the plaintiff/claimant. – Discuss. 10 Mks
- (b) What is a counter – claim and when can it be filed in any civil matter? 7 ½ Mks
3. (a) Give a vivid illustration of all the stages of trial procedures in civil matters. 10 Mks

(b) Explain the term Ex-parte application and when is it necessary in any civil proceeding?
7 ½ Mks

4. (a) Mr. Dele Akinola was called to Bar in the year 2005 and had since been practicing in Lagos. He is having 3 (three) other lawyers in his Chambers at No. 11, Ikorodu Road, Lagos State. The names of the lawyers are; Bisi Adekola, called to Bar in 2010, Tunde Tolulope who was called to Bar in 2016, while Aina Dada was just called to Bar in the year 2020.
How much is each of them expected to pay as their annual practicing fees?
10 Mks

(b) What are the conditions of eligibility to be called to Bar in Nigeria?
7 ½ Mks

5. Explain the functions and composition of Legal Practitioners Disciplinary Committee.
17½Mks

6. On the 6th day of September, 2020 at about 08:15p.m. at Ipetu – Ijesa in Ilesa Judicial Division, one Gabriel Adeolu and Daniel Jekins did conspire to kidnap Mrs. Titi Adewale contrary to Section 516 of the Criminal Code Cap. 37, Laws of Osun State of Nigeria, 2008 and Section 3(a) and (b) of the Anti-Kidnapping and Anti-Abduction Laws of Osun State, 2008.
Draft the Information that will be filed in Osun State High Court, Ilesa in respect of the case.
17 ½ Mks

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3 Hours.

INSTRUCTION: ANSWER ANY FOUR QUESTIONS ONLY.

1. (a) Give a vivid importance of pleadings in civil cases 10 Mks
(b) What are the differences between a writ of summons and statement of claim? 7 ½ Mks
2. (a) What should be contained in an application for interlocutory injunction? 10 Mks
(b) What are the functions of a moot court and a legal clinic? 7 ½ Mks
3. Explain the underlisted abbreviations:
(i.) N. W. L. R.
(ii.) All. E. L. R.
(iii.) N. M. L. R.
(iv.) N. S. C. C.
(v.) W. A. C. A.
(vi.) K. B.
(vii.) N. R. N. L. R.
(viii.) F. W. L. R.
(ix.) A. C. 17 ½ Mks
(x.) L. F. N.
4. Adakwa Kombo on the 12th day of December, 2022 at Owena in Osun State committed the offence of obtaining money by false pretences under Section 149 of the Criminal Code and punishable under the same Section of the Criminal Code Cap. 80 Laws of Osun State of Nigeria, 2008. It was alleged that Adakwa Jombo fraudulently obtained a sum of N2,500,000:00 (Two Million, Five Hundred Thousand Naira Only) from one Alhaji Balewa Dongo at No. 44, Alade Street, Ipetu Ijesa, Osun State. He promised to supply some timber planks to Alhaji Balewa Dongo which he knew right from the onset that he would not supply and has failed absolutely to return the said sum to the owner. Draft the charge sheet of the case before the court that has jurisdiction to entertain the case. 17 ½ Mks

5. Julius Adeolu was arraigned before a High Court at Makola Ibadan, Oyo State on a two counts charge of conspiracy to commit armed robbery and actually committing armed robbery on the 5th day of November, 2022 in company of four other persons during which they attacked and shot the driver and passengers of a lorry with registration number KAB 404 KK and robbed them of a handbag, money and other valuables while armed with guns.

(a) As the Counsel defending the defendants, what reasons would you adduce in securing the bail of your clients? 10 Mks

(b) Illustrate your answer with the aid statutory enactments and case laws. 7 ½ Mks

6. Write comprehensive notes on any THREE of the following:

(a) Functions of the Legal Practitioners Privileges Committee. 5 Mks

(b) Eligibility to practice as a legal practitioner in Nigeria 5 Mks

(c) Composition and functions of the Council of Legal Education 5 Mks

(d) Scale of practicing fee of legal practitioners in Nigeria 7 ½ Mks