

ACRONYMS

ABU- Ahmadu Bello University
 ALL FWLR- All Federation weekly law reports
 ATM –Automated Teller Machine
 AC - Appeal Court
 AJC- Advisory Judicial Committee
 ASUU –Academic Staff Union of University
 ANPP –All Nigerian Peoples Party
 APGA –All Progressive Grand Alliance
 CR- Chief Registrar
 CPPJOH – Certain Political, Public and Judicial Office Holders
 CNPP –Conference of all Nigerian Political Parties
 CBN- Central Bank of Nigeria
 CJN – Chief justice of Nigeria
 CSO –Chief Security Officer
 CPC –Criminal Procedure Code
 DCR- Deputy Chief Registrar
 DECD. - Deceased
 DW- Defendant's Witness
 DPP- Director of Public Prosecution
 DPO- Divisional police Officer
 EFCC –Economic and financial crimes commission
 EC/ EMR- Election Material Receipt
 F.R.N. –Federal Republic of Nigeria
 FCT- Federal Capital Territory
 GNPP –Great Nigeria Peoples Party
 GCM- General Court Martial
 INEC –Independent National Electoral Commission
 ICPC-Independent Corrupt Practices Commissions
 JSC –Justice of the Supreme Court
 JCA- Justice of the court of Appeal
 LPELR- Law Pavilion Electronic Law Report
 NJC –National Judicial Council
 NPN – National Party of Nigeria
 NCLR – Nigerian Case Law Report
 NWLR – Nigeria Weekly Law Report
 NCP –National Conscience Party
 NSCC – Nigerian Supreme Court Cases
 PJ- Presiding Justice
 PW- Plaintiff's Witness

PPA – Progressive Peoples Alliance
PDP – Peoples Democratic Party
PRP –Peoples’ Redemption Party
RTD –Retired
REC-Residence Electoral Commissioner
SAN –Senior Advocate of Nigeria
SSS –State Security Service
WACA – West African Court of Appeal
WNCA –Western Nigeria Court of Appeal

BIBLIOGRAPHY

- Fawehimi, G. Bar and Bench in Nigeria, Nigerian Law Publications Ltd (1988)
Okenwa, L.N. The Supreme Court of Nigeria, First Fifty years, Fiduciare media Productions(2006)
Okenwa, L.N. The court of Appeal, 30 & 2 years: The journey so far, Fiduciare Media Productions (2008)
Opata C.A. Human Rights in the political and legal culture of Nigeria, Nigerian law publications ltd. (1989)

NEWSPAPER PUBLICATIONS

- Chinwo Chukwuma "Amaechi: Admirable Judicial Activism" In: Daily Independent Newspapers, Pages, Page 3, November, 2007
Mike Balonwu " Allegation of gross misconduct against obi and his deputy" In: Daily Sun Newspapers, Friday, October 20,2006.

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"Justice moves to the people"
- Ibekwe



Court Of Appeal - 40 Years and Counting



The birth of the Court of Appeal on October 1, 1976 was one of the defining moments of the 1970s. It was also an interesting 16th birthday package for Nigeria. With a mix of professionals from diverse backgrounds, the Court, which had its inaugural sitting on Monday, February 21, 1977, began its journey into bringing justice closer to the people.

This unique work provides a concise, yet comprehensive, account of the journey of the Court in the past three decades. The book is constructed in a very clear logical style giving readers the means to deal with the complexity of this subject.

The history of the Court has been captured in words and pictures. Covering all aspects of the appellate Court, the book opens with a brief on the political climate in Nigeria in the 1960s and 70s; as well as events leading to the establishment of the Court and its structure. Citing newspaper headlines, it introduces notable decisions of the Court and its positive impact on the rule of law. Exclusive information on appointments, administration, Divisions of the Court as found in no other treatise, is discussed as the reader progresses through the text.

Written for the general public, this resource material will also prove useful for law students, judicial officers and legal practitioners.

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