**FORM 38**

**Originating Summons for Possession**

 **(0.53, r.2)**

**In the High Court of Lagos State**

In the ………………………………………………………………Judicial Division

Suit No………………………………………………………………………………….…

 Between:

A.B…………………………………………………………………….……….Claimant

 And

C.D…E.F and G.H………………………………………………….…Defendants

 (if any) whose name is known to the Claimant

To (C.D and) every (other) person in occupation of……………………………..

………………………………………………………………………………………………………………

Let all persons concerned attend before………………..………at the

High court of the …………………..Judicial Division, Lagos State on…………….. the ………………………………..……….day of ………………………….20…………at ………………………..9o’clock in the forenoon for the hearing of an application by AB for an order that he do recover possession of…………………on the ground that he is entitled to the possession and that the person(s) in occupation is (are) in occupation without his license or consent.

Dated this ………….day of ………….20………………

This summons was taken out by …………….of ……………..……..Legal

Practitioner for the said Claimant whose address is ……………….…

(or this summons was taken by………………………………………………..

of ……………………For ……………………………………………………………..……

of ………………………………….Legal Practitioner for the said

Claimant whose address is…………………………………………………..…….

(or when the claimant acts in person).

This Summons was taken out by the said claimant who resides at …………………… and is (state occupation) and (if the claimant does not reside within the jurisdiction) whose address for service is ………………………………

**Note:**

 Any person occupying the premises who is not named as a defendant by this summons may apply to the court personally or by Legal Practitioner to be joined as defendants. If a person occupying a premises does not attend personally or by Legal Practitioner at a time and place above-mentioned, such order will be made as the court may think just and expedient