

FORM 102

Affidavit of Delivery

IN THE NATIONAL INDUSTRIAL COURT OF NIGERIA

In the Judicial Division

Suit No. of.....

Between

AB.....

Claimant

And

CDandEF.....

Defendants

the..... day of , 20.....

WHEREAS ON the..... day of....., 20..... the

Claimant obtained judgment against the Defendant.....)

for the recovery of (specify the goods which the court has ordered to be recovered of the Defendant)..... of the value of

₦..... (and for the payment of ₦..... for

damages for the detention of the said goods and of) ₦.....for

costs and it was ordered that the said Defendant should return the said goods

to the Claimant (or pay the said sum of ₦..... their value) on

or before the day of , 20.....

AND WHEREAS the said Defendant did not on or before the said day

of....., 20..... return the said goods to the Claimant

and default has been made in payment according to the said order of the said

sum(s) of N.....for damages (and ₦..... for costs)

and ₦.....the value of the said goods).

These are therefore to require and order your forthwithto

seize the said goods, wheresoever they may be found within the

.....Judicial Division, and to deliver the same to the

Claimant.

And if the same cannot be found by you within such Division, you are required

and ordered to make and levy the said sum of N.....(the

assessed value of goods) by distress and sale as may be found within the

.....Judicial Division (except the wearing

apparel and bedding of defendant or him or his family and the tools and

implements of his/her trade, to the value of one hundred naira), and also by

seizing and taking any money, bank notes, bills of exchange, promissory notes,

bonds, specialties, or securities for money belonging to the said Defendant which

may there be found, or such part or so much thereof as may be sufficient to satisfy

this execution in respect of the said sum of ₦.....

And you are further required and ordered to make and levy (the said sum of

₦damages for detention) and the said sum of
₦costs together with) the costs of this writ and the costs
of executing the same, by distress and sale of the goods and chattels of the said
defendant, wheresoever they may be found, within the
.....Judicial Division (except the wearing
apparels and for defendant or his/her family and the tools and implements of
his/her trade, to the value of one hundred naira), and also by seizing and taking
any money, bank notes, bills of exchange to the said Defendant which may here
be found, or such part or so much thereof as may be sufficient to satisfy this
execution.

And you are further required to bring into Court what you shall have levied, and
to make return of what you have done under this writ immediately upon the
execution thereof.

DATED this..... day of....., 20.....

.....
Judge

To the Sheriff and Bailiff of the Court.
Assessed value of the specified goods

N : K

.....
Damages for detention of goods.....
Costs.....
Fees on issue of this writ.....
Total amount to be levied exclusive of further costs, if any
execution.....

Application was made to the Registrar for this writ at minutes
past the hour of..... in the noon of the day
last mentioned above.

Note :— The goods and chattels are not to be sold until the end of the five next
following the day on which they were seized unless they are of a perishable
nature or the defendant request it.

.....
Registrar