



25<sup>th</sup> February, 2021

The Chairman  
Independent Corrupt Practices and Other Related Offences Commission  
Plot 802 Constitution Avenue,  
Central Business District,  
Garki,  
Abuja



Dear Sir,

**ALLEGATION OF CORRUPTION AGAINST JUSTICE ADEDAYO ADEOLA AKINTOYE OF  
THE LAGOS STATE HIGH COURT: DEMAND FOR URGENT AND IMMEDIATE  
INVESTIGATION**

I write concerning the above subject matter and on behalf of Human and Environmental Development Agenda (HEDA Resource Centre) a non-governmental organization and non-partisan human rights and development league with the mandate to protect and promote universally recognized human rights, accountability and environmental justice in Nigeria and Africa, following international standards.

HEDA wishes to call the attention of the Commission to the trending embarrassing case of an alleged corruption levelled against a serving Judge of the country, Honourable Justice Adedayo Adeola Akintoye, who was reported by Peoples Gazette on 22<sup>nd</sup> February, 2021<sup>1</sup> to have acquired a luxury three bedroom flat worth millions of dollars inside the world-famous Burj Khalifa in the United Arab Emirate. According to the report, the deluxe three-bed apartment is on the 64th Floor of the Khalifa Tower which is one of the most expensive real estates in the world. The report also relayed that the comparative worth of similar properties in the same Burj Khalifa building costs 11,984,888 United Arab Emirates Dirham or \$3.2 million or N1.2 billion.

The said apartment cost several millions dollars compared to the Justice's annual income; for this cause, and the Justice being a public officer bound by the Corrupt Practices and Other Related Offences Act, 2000 can be investigated by your Commission. We hold that the above relayed allegation, if investigated and established will constitute abuse of office, breach of oath of office and likely product of corrupt practices. This allegation raises questions on the exact source of income, the actual total take home package of a judicial officer. This allegation bothers on likely corruption, breach of Code of Conduct for Public officers and or illegal acquisition of property with unknown or fraudulent means. Most especially, the public officer under reference, who is

<sup>1</sup> <https://www.ajc.com/ewjg-20-citizen-judge-acquires-luxury-flat-worth-millions-dollars>



saddled with the important responsibility of impartial interpretation of the law and to also lead exemplary life. We most humbly hold that the above allegation levelled against the above named judge is synonymous with strong disdain for public accountability and established checks and balances under the laws.

The above allegations run afoul of the **Code of Conducts for Public officers, Part 1, of the fifth schedule in the 1999 Constitution of the Federal Republic of Nigeria (As Altered), Rule 1 of the Code** which states that a public officer shall not put himself in a position where his interest conflicts with his duties and responsibilities. **Section 9 of the Code** also covers that a public officer shall not do or direct to be done, in abuse of his office, any arbitrary act prejudicial to the rights of any other person knowing that such an act is unlawful or contrary to any government policy. The above highlight allegations of various contravention of the code of conduct and specifically

It is against this backdrop that we hereby request the Commission to invoke its powers as vested in **Section 6(a) of The Corrupt Practices and other Related Offences Act, 2020. Section 6(h) of the Act** states that:

*"it is the duty of the Commission - "(a) where reasonable grounds exist for suspecting that any person has conspired to commit or has attempted to commit or has committed an offence under this Act or any other law prohibiting corruption, to receive and investigate any report of the conspiracy to commit, attempt to commit or the commission of such offence and, in appropriate cases, to prosecute the offenders."*

There is therefore the need for an investigation into the above allegation. The Commission has the locus to investigate the allegation being the body saddled with investigating allegations of corruption levelled against public servants.

The above relayed needs immediate and urgent attention by your Commission, hence, our petition is strongly founded on the provisions of the law, **Sections 27(2) and (3)** that:

*"every report, whether in writing or reduced into writing, shall be entered in the book kept at the office of the commission and there shall be appended to such entry the date and hour at which such report was made*

and **Section 27(3)** states that:

*"where an officer of the commission has reasons to suspect the commission of an offence under this Act, following a report made under sub-section (1) or information otherwise received by him, he shall cause investigator to be made for such purpose may exercise all the powers of investigation provided for under this Act or any other law."*

We strongly believe that the above reported cases are worthy of immediate and urgent scrutiny as **Section 19 of the Corrupt Practices and Other Related Offences Act, 2000** states that:

**any public officer who uses his office or position to gratify or confer any corrupt or unfair advantage upon himself or any relation or associate of the public officer or any other public officer shall be guilty of an offence and shall on conviction be liable to imprisonment for five (5) years without option of fine.**

The provisions of the law are absolutely clear on the powers conferred on the Independent Corrupt Practices and other Related Offences Commission to investigate. Our demand is strongly anchored and founded on our patriotic mandate to promote and foster accountability while ensuring transparency and participatory governance in the country. Name is mentioned and referenced to support some of the assertions made in the report and are capable of assisting your Commission in a thorough investigation.

We look forward to your usual prompt response and action.

While thanking you, accept our best regards.

Yours faithfully,

  
f Olanrewaju Suraju  
Chairman

**CC: The President of the Federal Republic of Nigeria  
Muhammadu Buhari, GCFR  
Aso Villa  
Federal Capital Territory  
Abuja**

**The Chairman  
National Judicial Council  
Supreme Arms Zone  
Three Arms Zone  
Abuja**