**NAME**: Madukwe Amarachukwu

**M/NO:** 16/LAW01/123

The destruction of chief Ajah’s property is a grave miscarriage of justice as it contravenes the provisions of the Constitution, the Quarantine law and is a violation of his human rights.

The Quarantine law in *section 5* provides that any person who contravenes the regulations made under the Act shall be liable to a fine of “*two hundred naira or to imprisonment for six months or to both”*  it is quite clear that the Quarantine Act has made provision for the punishment of defaulters however, even in the face of such the governor has flouted the provisions of the law. The Quarantine Act is the parent law granting the governor power to make such regulation and as such whatever subsidiary regulations he makes must conform with the parent law.

The governor is also in contravention of the 1999 Constitution, section 36 which provides for the right of fair hearing states that; “ *in the determination...... any question or determination by or against any government or authority, a person shall be entitled to a fair hearing ........by a court or other tribunal .......constituted in such manner as to secure its independence or impartiality”* The act of the governor demolishing his hotel has denied chief Ajah his fundamental right. The governor has taken the law into his hands by now acting as lawgiver, judge and executioner which contravenes the spirit of fairness, equity and justice.

In the light of the argument above, the question as to the legality of the governor’s action is far from correct and his actions are at best draconian, tyrannical and a great miscarriage of justice. Chief Ajah has plethora of grounds for his action to be successful against the governor.

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