

ASSOCIATE JUSTICE
SUPREME COURT OF LIBERIA



JUDICIAL BRANCH
TEMPLE OF JUSTICE
MONROVIA, LIBERIA

IN THE HONORABLE SUPREME COURT OF THE REPUBLIC OF LIBERIA
SITTING IN ITS OCTOBER TERM, 2022

BEFORE HER HONOR: SIE-A-NYENE G. YUOHCHIEF JUSTICE
BEFORE HER HONOR: JAMESETTA H. WOLOKOLIE...ASSOCIATE JUSTICE
BEFORE HIS HONOR: JOSEPH N. NAGBE.....ASSOCIATE JUSTICE
BEFORE HIS HONOR: YUSSIF D. KABA.....ASSOCIATE JUSTICE

Lorpu Malon Takao Warmah by and thru her)
Attorney-in-Fact, Gerald Sibley, and William)
Mulbah of the City of Monrovia, Liberia)
.....Appellants)

Versus)

APPEAL

Mary Kofie of the City of Monrovia, Liberia)
.....Appellee)

GROWING OUT OF THE CASE:

Mary Kofie of the City of Monrovia, Liberia)
.....Plaintiff)

Versus)

ACTION OF
EJECTMENT

Jerry Warmah and William Mulbah, all of the)
City of Monrovia, Liberia.....Defendants)

JUDGMENT

When this case was called for hearing, Counsellor Samuel Y. Pearson appeared for the appellants. Counsellors Momolu G. Kandakai and Phillip Y. Gongloe of the Gongloe & Associates Law Firm appeared for the appellee.

Having reviewed the records, heard the arguments and contentions advanced by the counsels representing the parties, and considered the facts and laws relied thereupon, it is hereby

ADJUDGED:


That it is a rudimentary law in this jurisdiction that under the principle of joint tenancy one party cannot convey title without the expressed consent of the co-owner; therefore, the sale of the disputed property to the appellants by the appellee's late husband was *void ab initio*.

WHEREFORE AND IN VIEW OF THE FOREGOING, the final ruling of the lower court is affirmed. The Clerk of this Court is ordered to send a mandate to the court below commanding the judge presiding therein to resume jurisdiction over this case and give effect to this Judgment. Costs are ruled against the appellants. AND IT IS SO ORDERED.

GIVEN UNDER OUR HANDS AND SEAL OF
THE SUPREME COURT OF LIBERIA THIS
25th DAY OF JANUARY, A.D. 2023




SIE A-NYENE G. YUOH
CHIEF JUSTICE, SUPREME COURT OF LIBERIA


JAMESETTA HOWARD WOLOKOLIE
ASSOCIATE JUSTICE, SUPREME COURT OF LIBERIA


YUSIF D. KABA
ASSOCIATE JUSTICE, SUPREME COURT OF LIBERIA

Note: Mr. Justice Joseph N. Nagbe having travelled outside the bailliwick of Liberia when this case was called, he did not sit to hear and determine this case; hence, he did not sign this Judgment.