

WITNESSES

WITNESSES – TAINTED – A tainted witness is a person either an accomplice or having some purpose of his own to serve – RV ENAHORO 1964 NMLR 65; IFEJRIKA V STATE 1999 3 NWLR Pt. 593, 59; OGUNLANA V STATE 1995 5 NWLR 266; OLALEKAN V STATE 2001 92 LRCN 3385.

The evidence of relations of victims of a crime does not require corroboration. They are neither tainted witnesses, nor witnesses who have their own purpose to serve- RV OMISADE 1964 NMLR 67; IDAHOSA V R; OLALEKAN V STATE supra.

WITNESSES – DUTY TO CALL WITNESS MATERIAL TO DEFENCE – The duty is on the Accused – OHUNYON V STATE 1996 3 NWLR Pt. 436 264; STATE V AJIE 2000 80 LRCN 2513.

WITNESSES – DUTY ON PROSECUTION TO FIELD ALL MATERIAL WITNESSES – The prosecution has a duty to call only material witnesses sufficient to prove their case. They are not bound to call a host of witnesses – DR ODUNEYE V STATE 2001 83 LRCN 1.

WITNESSES – NUMBER OF WITNESSES REQUIRED – BLOOD RELATION OF VICTIM – Prosecution not bound to call a host of witnesses. Blood relation of victims are competent witnesses – HAUSA V STATE 1994 6 NWLR Pt. 350 P. 281 at 286 – 287.