



Kimalempaka (with raised hand) who sold land to Sseremba in a verbal exchange with officials of the NSSF at Nsimbe Estate, Mpigi district on Tuesday. Photo by Eddie Ssejjoba

Court refuses to place injunction on NSSF land

By Eddie Ssejjoba

The High Court in Mpigi has refused to temporarily stop the National Social Security Fund (NSSF) from using 830.68 acres located at Nsimbe and Seeta as a claimant had requested.

Leo Lule Kimalempaka says he owns 370 acres of the land which he had sold to businessman Deo Sseremba.

However, NSSF had challenged Kimalempaka's ownership in court, which cancelled his title.

In response, Kimalempaka appealed against the cancellation and asked the court to stop NSSF or its agents from transacting business on the land.

However, the court on Wednesday said they could not do so because they needed time to study the case.

Justice Wilson Masalu Musene ordered that the main case in which Kimalempaka's title was cancelled be set for hearing immediately after court vacation.

Kimalempaka sued the Attorney General, the commissioner of land registration, NSSF, Mugoya Estates Limited and James Mugoya Isabirye.

He applied for a temporary injunction "restraining the respondents, their agents,

"In the meantime, we shall not allow anyone to use the contested land until the case is settled."

Batongyeza

attorneys, servants, officers, assignees, transferees or any other persons or entities from trespassing, utilising, transferring, transacting or developing the 390.6 acres at Seeta and 452.76 acres at Nsimbe described as freehold register".

In a statement dated November 15, the NSSF managing director, Richard Byarugaba, said: "The fund is the rightful owner of the 830.68 acres of land, is in full possession of the land and has embarked on plans to establish a low cost housing estate on the same."

Byarugaba said the fund had written to the Police to ensure that the trespassers are prosecuted.

The developments came a day after the Police issued orders halting construction on the land contested between NSSF and Sseremba.

The Katonga region Police commander (RPC), Fulugensio Batongyeza, had on Tuesday directed the two parties to jointly open the land boundaries to determine whether the contested 370 acres claimed by Sseremba are part of the fund's 830.68 acres.

On Sunday, Police officers were deployed on the contested land to intervene in a standoff between private guards from Pinnacle Security Limited deployed by NSSF and men deployed by Sseremba to guard his builders on the site.

On Tuesday, Sseremba was furious that despite the Police directive, the guards went ahead and demolished the structures he had erected on the site.

"We have issues of landlords who do not demarcate their land with physical boundaries," Batongyeza said.

He added that the Police would ensure peace is maintained as the court process goes on. "In the meantime, we shall not allow anyone to use the land."