

HIGH COURT OF THE FEDERAL CAPITAL TERRITORY  
SMALL CLAIMS COURT EXECUTION REPORT  
FOR THE MONTH OF JUNE 2024

COURT NO 8  
WUSE ZONE 6 MAGISTRIAL DISTRICT

NAME OF SHERIFF	SUIT NO. AND PARTIES	DATE OF JUDGMENT	DATE OF EXECUTION	DURATION FROM JUDGMENT TO EXECUTION	STATUS OF JUDGMENTS NOT EXECUTED  (WHETHER ON APPEAL OR PARTIES HAVE SETTLED)
ONWUASOANYA VIVIAN .C.	SCC/13/24 MRS BLESSING ANULI ANOZIE AND MR SILAS NWOBODO	1/7/24	ONGOING	ONGOING	SETTLED
ONWUASOANYA VIVIAN .C.	SCC/14/24 MR BLESSING ANULI ANOZIE AND OBINNA JOHNSON	1/7/24	ON GOING	ON GOING	SETTLED
ONWUASOANYA VIVIAN .C.	SCC/15/24 MR INNOCENT NNABUGWU UMENN AND BSTAN GARDEN CITY & 1OR	25/7/24	ON GOING	ONGOING	SETTLED
ONWUASOANYA VIVIAN .C.	SCC/16/24 MR INNOCENT NNABUGWU UMENN AND BSTAN GARDEN CITY & 1OR	25/7/24	ON GOING	ONGOING	SETTLED

IN THE DISTRICT COURT OF THE FEDERAL CAPITAL TERRITORY  
HOLDEN AT WUSE ZONE 6  
BEFORE HIS WORSHIP A CHIOMA  
COURT 8  
DATED; 25<sup>th</sup> OF JULY, 2024

SUIT NO; SCC/16/24

BETWEEN

MR INNOCENT NNABUGWU UMENAJIOFOR.....CLAIMANT  
AND

BSTAN GARDEN CITY & 10R.....DEFENDANT

**Appearances;**

Afam Ekekwe Esq. for the claimant

Defendant is absent and unrepresented

**JUGDEMENT ON SMALL CLAIMS COURT**

The claimant by Form SCA2 and Form SCA3 claims against the defendant as follows;

1. An order of this honourable court mandating the defendants jointly or severally to immediately repay and or refund the claimant the total sum of N3, 000,000.00 (three million naira) only being the part payment for the purchase of 2 plots of land in B.G.C Graceville Estate Dei Dei District FCT Abuja.
2. An of the court mandating the defendant to pay jointly or severally the sum of (five hundred naira) as the cost of litigation
3. An order of the court awarding the sum of N500, 000, 00 (five hundred naira) as a general damages.
4. An order of the court awarding 10% interest rate from the date of judgement until the judgment sum is liquated.

**ACT HIGH COURT**

**CERTIFIED TRUE COPY**

NAME *Omugsoy Niven*

SIGN *[Signature]*

DATE *25/8/24*



3. Reconciliation sheet exhibit c3
4. Certificate of compliance with section 84 of the evidence Act, exhibit c4
5. Demand letter dated 21/6/2024 exhibit c5
6. Case receipt of Umeueje Ezeugo & co the sum of N500,000,00
7. Small claims letter of demand form SCA1 Exhibit c7
8. Small claims summons dated 15/7/2024 Exhibit c8
9. Bstan garden city receipt RC-1350557 dated 29/11/2021
10. Bstan garden city receipt RC-1350557 dated 17/12/2021 Exhibit.
11. Bstan garden city receipt RC-1350557 dated 8/2/2022
12. Bstan garden city receipt Rc -1350557 Dated 18/02/202
13. Bstan garden city receipt RC- 1350557 dated 30/6/2022.

1.

As earlier stated this suit was not contested by the defendant in spite several adjournments evidenced by affidavit of services of hearing Notices on the defendant. Hence the court obliged an application by the claimant's counsel pursuant to Article 7 (4) District court Act practice directions on small claims 2022.

*"where a defendant fails to file an Answer to the claim or a counter affidavit to the application for the undefended claims such defendant shall be held to have admitted the claim"*

Also see Articles 9 (2) District court Act practice Direction on small claims 2022.

*"when the claim is called for hearing and the claimant appeared but the defendant does not appear, provided there is proof of service, the district court judge shall proceed with the hearing of*

CT HIGH COURT

CERTIFIED TRUE COPY

NAME

SIGN

25/8/24

Vivian







The defendants having been served with Forms SCA2 and SCA3 the originating processes and was evidenced by the certificate of service by the court bailiff,

The court being certified that the defendant was aware of the pendency of this suit commenced hearing with the evidence of the claimant Mr innocent Nnabugwu Umennajiofor as cw1, he stated that he is business man at Dei Dei building material Abuja Fct,

The 1st defendant is a limited liability company registered with its head office at No 10, Lobito crescent off Ademola Adetokumbo street wuse 2 fct Abuja.

The 2<sup>nd</sup> defendant is a limited liability company who deals on real estate and acquired the 1<sup>st</sup> defendant

Cw1 further informed the court that some times in 2022 he paid a total sum of N3,000,000,00 (three million naira) to the defendants as deposit of the two plots of land in B.G.C Graceville Estate Dei Dei district Abuja, evidenced by receipts issued by the 1st defendant, that sometimes in 2022 as well he discovered that the said lands were fake and not in existence after a thorough investigation cw1 requested a refund of the sum paid to the 1<sup>st</sup> defendant in which the defendant refused and failed to refund, the defendants refusal to refund the sum warrant the claimant to institute this action, against the defendants small claims court,

In the cause of hearing the following documents were admitted as exhibits

1. Zenith bank statement of Account of innocent Nnabugwu Umennajiofor of 5 pages dated 1/6/2021 to 15/7/2022. Exhibit c1
2. FCMB statement of account of De destiny mayor business concepts of 10pages dated 1/1/ 2021 to 30/11/2022. Exhibit c3

HIGH COURT

CERTIFIED TRUE COPY

NAME *Omursangy*

SIGN *[Signature]*

DATE *20/8/24*



- only being the part payment for the purchase of 2 plots of land in B.G.C Graceville Estate Dei Dei District FCT Abuja.
2. An order of the court mandating the defendant to pay jointly or severally the sum of (five hundred naira) as the cost of litigation
  3. An order of the court awarding the sum of N200, 000, 00 (five hundred naira) as a general damages.

HIGH COURT OF THE FEDERAL CAPITAL TERRITORY

FCT HIGH COURT  
CERTIFIED TRUE COPY  
NAME *Omnia Soanya Nwiani*  
SIGN. *[Signature]*  
DATE *20/8/24*