

**HIGH COURT OF THE FEDERAL CAPITAL TERRITORY
SMALL CLAIMS COURT EXECUTION REPORT
FOR THE MONTH OF SEPTEMBER 2023**

NAME OF SHERIFF	SUIT NO AND PARTIES	DATE OF JUDGMENT	DATE OF EXECUTION	DURATION FROM JUDGMENT TO EXECUTION	STATUS OF JUDGMENT NOT OR 1 EXECUTION
FATIMA ADAMU	GWA/SCC/02/02/23 MR. JOHN ONYEKA MR. TOCHUKWU EBOH	6/11/23	Pending	Pending	Consent Judgment

JUDGE / DISTRICT CLERK
H.C.T. - ABUJA
REGISTRAR
[Signature]
15/3/2024

**HIGH COURT OF THE FEDERAL CAPITAL TERRITORY
SMALL CLAIMS COURT EXECUTION REPORT
FOR THE MONTH OF NOVEMBER 2023**

NAME OF SHERIFF	SUIT NO AND PARTIES	DATE OF JUDGMENT	DATE OF EXECUTION	DURATION FROM JUDGMENT TO EXECUTION	STATUS OF JUDGMENT NOT OR 1 EXECUTION
FATIMA ADAMU	GWA/SCC/05/3/2023 ALH. ABDULMUMIN AYO IBIDAPO	27/11/23	Ongoing	Ongoing	Consent Judgment
FATIMA ADAMU	GWA/SCC/03/06/2023 YEMISI ALIU	13/11/23	Pending	Pending	Consent Judgment

MAGISTRATE / DISTRICT CLERK
F.C.T - ABUJA
REGISTRAR

Date: 13/11/2023
Sign: [Signature]

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

NAME OF SHERIFF	SUIT NO AND PARTIES	DATE OF JUDGMENT	DATE OF EXECUTION	DURATION FROM JUDGMENT TO EXECUTION	STATUS OF JUDGMENT NOT OR 1 EXECUTION
FATIMA ADAMU	GWA/SCC/02/02/2024 UMAR RABIU DARAZO ALH. ISHAKA SABA	12/2/2023	28/2/2023	16 DAYS	Judgment delivered

ADMINISTRATOR / DISTRICT CLERK
F.C.T - ABUJA
REGISTRAR
13/3/2024

IN THE SMALL CLAIMS COURT OF THE FEDERAL CAPITAL TERRITORY
HOLDEN AT GWAGWALADA ABUJA
BEFORE HIS WORSHIP A.Y. IBRAHIM
THIS 12TH DAY OF FEBRUARY 2024

JUDGMENT

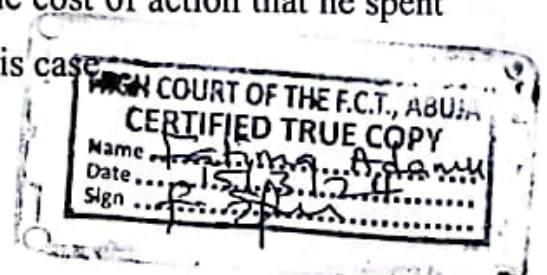
This is a case where the Claimant has filed his claims against the defendant in respect of his goods that he supplied to the Defendant worth over ₦4,000,000 though the Defendant has been paying installmentally and has paid leaving the balance of the sum of ₦1,066,300 (One Million Sixty Six Thousand Naira only) which according to him have lingered for months now and he has made several demands but proved abortive and the Defendant keep promising him.

After the demand notice has been served on him, the Defendant has though never denied but still promise to complete the payment before the date of the summons which is the 1st of February 2024 but paid the sum of ₦373,00 (Three Hundred and Seventy Three Thousand Naira only) through the registrar of this court. The matter was mentioned and adjourned for hearing to the 7th of February 2024.

On the resume date for hearing, which is 7th February 2024 the Claimant opened his case and was affirmed and testified as the sole witness for the case. He informed the court that he and the defendant were business partners wherein he supplied his blocks 9 & 6 inches worth millions and the defendant has been paying installmentally not until when it remained ₦1,066,000 which he lobbied and asked the defendant severally for payment but the defendant keep promising without any fulfillment until sometime early January when he served the demand notice and the summons to appear before this court, the defendant paid the sum of ₦373,000 through the registrar and promised to pay off before the next date. Later on the 26th of January 2024, the defendant also paid the sum of ₦200,000 (Two Hundred Thousand Naira only) leaving the balance of ₦493,0000 (Four Hundred and Ninety Three Thousand Naira only) which till date the defendant has not paid.

He urge the court to recover the money for him and the cost of action that he spent about ₦40,000 (forty thousand naira only) and dosed his case.

The matter was adjourned for cross examination.



It is worthy of note that about four hearing notices were served on the defendant but the defendant has never appeared.

The evidence before the court is that the defendant was owing the claimant the sum of ₦1,066,000 before the commencement of this action and the defendant after serving him with the demand notice and the summons to appear before the court paid the sum of ₦373,000 and ₦200,000 respectively leaving the balance of ₦493,000 till date not paid.

The irony of this case is that the defendant was served with demand notice and the summons when in he promise to pay the money before the hearing date and later paid the ₦373,000 and when he was served with the summons he paid the sum of ₦200,000 leaving that ₦493,000. Even today he called the registrar and gave an assurance that he will pay the claimant tomorrow which is 13th February 2024 God's willing. This shows that the defendant is not denying the claimants claim and has never denied.

It was held in the case of LA WAL VS UTC 2005 13 NWLRPT 943, 601 AT 622 that when the claimants claim is undenied and uncontradicted, the consequence is that the court will accept the only available evidence before it as true and act on it. And by the rules of this court, the court is empowered to proceed in the absence of a party though had a due notice but choose not to appear in the court like I this case. From the totality of the evidence before the court so far and the circumstance of this case, I am satisfied that the claimant had laid credible evidence before the court and has established his claims against the defendant and it is unchallenged.

Consequently, judgment is entered in the following terms:

1. The defendant is ordered to pay the claimant the sum of ₦493,000 (four hundred and ninety three thousand naira only) being the remaining balance for the blocks supplied to him immediately.
2. The claimant is also awarded the sum of ₦30,000 (thirty thousand naira only) being cost of this suit also to be paid immediately.

SENIOR MAGISTRATE JUDGE

SIGNED
12/2/2024

NAME- Fatima Adamu
RANK- Registrar
SIGN- f. Adamu
DATE- 15/2/24