

THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY
IN THE ABUJA JUDICIAL DIVISION
HOLDEN AT WUSE ZONE 2
BEFORE HIS LORDSHIP HON. JUSTICE A. S. ADEPOJU
ON THE 16th OF SEPTEMBER, 2020

MOTION NO: FCT/HC/M/6917/2019

BETWEEN:

ABAMATU RESOURCES LTD ----- CLAIMANT/APPLICANT

AND

- | | | |
|--|---|------------------------------|
| 1. NATIONAL PRIMARY HEALTH CARE
DEVELOPMENT AGENCY
2. THE EXECUTIVE DIRECTOR/CEO
NATIONAL PRIMARY HEALTH CARE
DEVELOPMENT AGENCY | } | ----- DEFENDANTS/RESPONDENTS |
|--|---|------------------------------|

J.M. ABDALLAH appears for the Claimant/Applicant
Defendant not in court. There is proof of service of Hearing Notice on the
defendant received on the 11/9/2020.

RULING

The Court upon going through the application of the Claimant/Applicant filed pursuant to the provision of Order 11 Rule 1 of the FCT High Court Civil Procedure Rules 2018, seeking for Summary Judgement against the defendants for the payment of the sum of ~~N~~**29,293,850.10 (Twenty Nine Million, Two Hundred and Ninety Three Thousand, Eight Hundred and Fifty Naira, Ten Kobo)** being unpaid balance of contract sum awarded the claimant and upon going through the affidavit in support deposed to by one **Sunday Bulus**, a Litigation Secretary in the office of Counsel to the applicant with the attached exhibits and the written address of Learned Counsel to the Claimant/Applicant states that the defendants from the record of this court is aware of the pendency of this suit as could be gleaned from the Proof of Service dated 11/9/2020 and appearance of Counsel to the defendant who informed the

court on the 23rd January 2020 that the parties intend to settle out of court. Consequent upon which an adjournment was granted. The court was informed that settlement broke down.

The defendants on record have not filed any counter-affidavit in rebuttal of the claim of the plaintiff. It does appear to me that the defendants does not have any defence to the plaintiff's claim. The plaintiff is entitled to judgement. And judgement is hereby entered in terms stated in the application.

Signed

Hon. Judge

16/9/2020