

**IN THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY**  
**IN THE ABUJA JUDICIAL DIVISION**  
**HOLDEN AT COURT 28, GUDU - ABUJA**  
**ON TUESDAY THE 2<sup>ND</sup> DAY OF FEBRUARY 2021.**  
**BEFORE HIS LORDSHIP; HON. JUSTICE MODUPE R. OSHO-ADEBIYI**

**SUIT NO. CV/812/2020**

**BETWEEN**

**MOHAMMED ARAH TAUHEED----- CLAIMANT**

**AND**

- 1. SUCCESS TRANSLOGISTICS COMPANY -----DEFENDANTS  
AREWA LTD.**
- 2. FAHAD ABUBAKAR KHALIL**

**CONSENT JUDGMENT**

The claimant in this case instituted this suit against the defendants by a Writ of Summons dated 8th January 2020 and filed on 15th January 2020 claiming the following:

1. The sum of ₦5,000,000.00 (Five Million Naira only) being outstanding balance of total sum of ₦10,000,000.00 (Ten million Naira only) invested in the defendants' business venture by the Claimant.
2. Accrued profit and part capital refund in the sum of ₦2,000,000.00 payable monthly from April 27, 2019 until the capital is fully refunded and calculated at the rate of 20% on the invested sum.
3. AN ORDER of this Honourable Court mandating the Defendants to pay to the Claimant profits which ought to have accrued on the ₦10,000,000.00 (Ten million Naira only) investment from April 27, 2019 till 08/06/19 and thereafter profit on outstanding balance of ₦5,000,000.00 (Five Million Naira only) until the sum is fully refunded.

4. Interest at the rate of 10% court rate of interest from the date of judgment until full liquidation of the sum.
5. Cost of the Action.

The parties thereafter informed the Court of their intention to explore settlement out of Court, and to that effect, parties filed terms of settlement dated the 15<sup>th</sup> day of January 2021, and filed on the 19<sup>th</sup> day of January 2021 signed by parties in the presence of their respective Counsel. The Claimant Counsel, Godwin Onwuneme, Esq., and Rabiuh Ibrahim, Esq., for the Defendants urged on this Court to enter the terms so filed as judgment in this case.

This Court has therefore granted the prayers of respective Counsel and adopt the said terms of settlement so filed as judgment of this Court and order as follows:-

1. That the Defendants have agreed with the Claimant to pay the sum ₦6,000,000.00 (Six Million Naira only), comprised of outstanding and unrefunded balance of ₦5,000,000.00 (Five million Naira only) and ₦1,000,000.00 (One million Naira only) being accrued return on the invested sum; the Claimant having agreed to abandon his claim as contained in the writ of summons and accept the sum of ₦6,000,000.00 (Six Million Naira only) as full and final payment of his claim.
2. The Defendants have agreed to liquidate the total outstanding debt of ₦6,000,000.00 (Six million Naira only) upon six equal installments in the manner hereinafter stated:
3. The Defendants shall pay to the Claimant the sum of ₦1,000,000.00 (One million Naira only) being the first installment on or before the 31<sup>st</sup> day of January 2021.

4. Other subsequent payments other than the initial first installment shall be against the under listed dates and in the amounts therein stated thus:
  - i. On or before 28<sup>th</sup> February 2021----- ~~₦~~1,000,000.00
  - ii. On or before 31<sup>st</sup> March 2021-----~~₦~~1,000,000.00
  - iii. On or before 30<sup>th</sup> April 2021-----~~₦~~1,000,000.00
  - iv. On or before 31<sup>st</sup> May 2021-----~~₦~~1,000,000.00
  - v. On or before 30<sup>th</sup> June 2021-----~~₦~~1,000,000.00
5. That failure to pay each installment on the due dates shall render the subsisting judgment due for execution in respect of the total judgment sum outstanding.
6. Parties shall bear their respective costs.
7. That the above terms hereby constitute the judgement of this Court.

**PARTIES:** Parties absent.

**APPEARANCES:** Godwin Onwuneme, Esq., for the Claimant. Rabiul Ibrahim, Esq., for the Defendants

**HON. JUSTICE MODUPE R. OSHO-ADEBIYI  
JUDGE  
2<sup>ND</sup> FEBRUARY 2021**