

**IN THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY**  
**IN THE NYANYA JUDICIAL DIVISION**  
**HOLDEN AT COURT 7 NYANYA ON THE 25<sup>TH</sup> DAY OF**  
**FEBRUARY, 2021**  
**BEFORE HIS LORDSHIP: HON. JUSTICE U.P. KEKEMEKE**  
**SUIT NO. FCT/HC/CV/72/18**

**COURT CLERKS: JOSEPH B. ISHAKU & ORS.**

**BETWEEN:**

**MRS. ODO EYO OKU.....CLAIMANT**

**AND**

**UDOGO JONAH AKWUMA**

**(Trading under the name and style of**

**BOXVALUE GLOBAL TRADING COMPANY) .....DEFENDANT**

**JUDGMENT**

The Claimant's Writ of Summons and Affidavit under the Undefended List dated and filed on the 3/03/2020 is for the following:

1. That the Defendant pays to the Claimant the sum of ₦55 Million only being the sum invested by the Claimant in the Defendant's business.
2. 10% interest per annum from the date of judgment until the judgment is finally liquidated.
3. N5 Million only being cost of litigation.

The Affidavit in support of the Writ of Summons is sworn to by Mrs. Odo Eyo Oku.

She deposes that the Defendant is the Proprietor of Boxvalue Global Trading Company a registered business name.

That the Defendant engages in forex trading

That the Defendant invited her to series of online seminars for the purpose of investing in forex trading.

On 15/07/19, the Defendant invited her to one online seminar.

In August 2019, she was invited to another seminar on forex trading/foreign exchange at Radisson Hotel (Former Protea Hotel) at 44 Isaac John Street, Ikeja, GRA, Lagos which was aimed at commercial attendees to invest in forex trading.

The Defendant assured her that if she invest her money in the forex trade, there would be instant profits and returns on the investment.

That in the event of a bad trade without profit, there would be full refund of her money invested.

It is clearly stated in the Defendant's seminar prospectus.

In pursuance of the Defendant's representations and assurances, she made payments to the tune of N55

Million in 7 tranches via online payment into the Defendant's account.

A copy of the Boxvalue deposit online transaction printout is attached, i.e Exhibit RT,1,2,3,4,5,6 and 7. The Claimant's Statement of Account on the various dates is Exhibit RT.8. The Defendant's representation to her is that each lodgement made into his account would be traded with and the payment of both the capital and profit would be made within one month of such lodgement.

The Defendant's Seminar Prospectus is Exhibit RT.9. That all the lodgements of N55 Million sent by her into the Defendant's account were made between 31<sup>st</sup> July 2019 - 9<sup>th</sup> September 2019.

That after one month of the last lodgement into the Defendant's account, she did not receive any payment from the Defendant of both the capital and the profits of any or all the total lodgements as the Defendant represented to her.

That she was anxious and called the Defendant but he failed to confirm if he will return her money as he had warranted.

That she consulted her Solicitors who wrote a letter of demand. The letter of demand is Exhibit RT. 11. The Defendant received the said letter but failed to respond. That the Defendant has no defence to this action.

The Defendant was served with the Writ of Summons and Affidavit. He was further served with hearing notice but he failed, refused and or neglected to file the Notice of Intention to Defend the action with an Affidavit.

In the circumstance, the Affidavit evidence is uncontroverted.

It is deemed admitted.

Judgment is consequently entered in favour of the Claimant against the Defendant as follows:

1. The Defendant is hereby ordered to pay to the Claimant the total sum of N55 Million only being the sum invested by the Claimant in the Defendant's business.
2. 10% interest per annum on the Judgment sum from the date of Judgment till the Judgment sum is finally liquidated.

3. Pursuant to Order 56(3) of the rules of Court, cost is assessed at N500,000 against the Defendant.

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**HON. JUSTICE U.P. KEKEMEKE**

**(HON. JUDGE)**

**25/02/21**

Parties absent.

Tinuke Julie Adegoke holding the brief of  
Francis S.Ani Esq for Claimant.