

IN THE SENIOR DISTRICT COURT OF PLATEAU STATE OF NIGERIA  
SITTING AT ABATTOIR, JOS.  
BEFORE HON. T.E. GOTEP (ESQ.)

CLAIM NO: SCCA/16SCC/2024

BETWEEN: -

CLEMENT IJAI ..... CLAIMANT

AND

MR. DAVID.I. MOSES ..... DEFENDANT

Parties absent

Clerk: Naomi Bewarang

**JUDGEMENT PROCEEDING DATED 28/8/2024.**

**Appearance:** F.J Abong for the Claimant.

This matter commenced on the 23/7/2024 by way of an Exparte application because the defendant could not be seen personally. An order was made for service by substituted means through the sister to the Defendant one <sup>Talatu</sup> Talatu Moses.

The matter was subsequently mentioned and hearing commenced on the 12/8/2024 with 2 witnesses testifying.

**P.W.1:** Bitrus Daniel

Stated he resides at New layout Jebbu, Bassa Plateau State. That he is a teacher and he had an investment with the claimant and introduced the claimant to Mr. David (the Defendant) that he met the Defendant to make an agreement. That the claimant initially invested ₦500,000 which he paid through the Defendant account. That the interest is a compound interest of 10% for a period of 12 months that after the expiration of the 12 months the claimant reinvested 1million. With the same compound interest of 10% after 10 months. That at the expiration of the 10 months the Defendant started giving excuses of the bank and the company's bank account. That the Defendant gave them a duration if not met, by the company's account he will pay personally that it has been excuses all along. The claimant was reported to prof. Shikyil. That the parties reach an agreement at prof's firm but it is wife of the claimant that can talk about it.

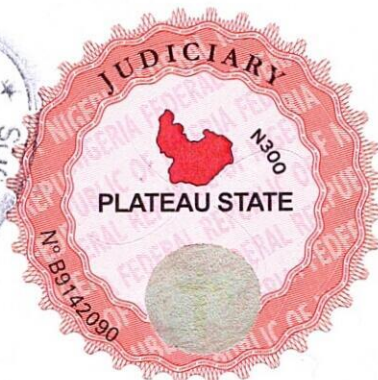
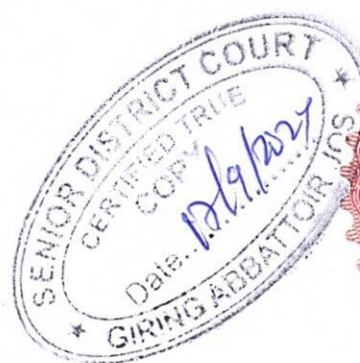
**P.W.2:** Mrs. Alex Clement stated she leaves at D/70 room 13 Rukuba Baracks Jos. That she is a public servant. That Mr. David brother brought a business proposal through their family friend (Mr. Bitrus Daniel) that the business is about Forex Trading and the minimum investment was N500,000, that at first when it was close they had an option to withdraw or roll over and her husband was giving a token and he chose to roll over. That the rollover was for ten (10) months to elapse in December 2021. That the serve him (the Defendant) papers and his lawyer responded and pleaded for out of Court settlement which was agreed but since then we had not heard anything from him. That they agreed to pay the sum of N1,500,000 and may be paying N180,000 quarterly. That her husband agreed to it and they had not heard from them for almost ten (10) months. That she can identify the letter of the man by the name of his lawyer and Respondent. The letter of demand dated 18/10/2023 and reply dated 25/10/2023 were received in evidence and marked as Exhibit A1 and A2 respectively.

That they agree to pay ₦50,000 each month was agreed verbally and not written down. The claimant closes his case and the matter was adjoin to 15/8/2024 for defence. On the said date the Defendant despite being served with hearing notice did not appear in Court to either deny or contravene the claim of the Claimant. It is trite law facts not contravened or denied are deemed admitted. The claimant has prove his case on the preponderance of evidence and Judgement is hereby entered in favour of the claimant on the following terms.

That the Defendant pays the claimant the sum of ₦1,500,000 million forthwith being the amount agreed upon.

Also cost of ₦200,000 is awarded against the Defendant to be paid forthwith as well.

**Abong:** We appreciate the industry of the Court.



*H. Gotep*  
SIGNED  
T.E GOTEP.  
28/8/ 2024.