

**IN THE PLATEAU STATE JUDICIARY OF NIGERIA
IN THE SMALL CLAIM COURT OF PLATEAU STATE
HOLDEN AT BUKURU**

SUIT NO: SCC/12/CV/09/2024

THIS 6TH OF MAY, 2024

BEFORE: R.D. SELKUR

BETWEEN: MR NATHANIEL HARUNA ARUWA - - CLAIMANT

AND

MR BITRUS CHOLLOM DUNG

PAM MUSA CHOJIDEFENDANTS

CLAIM: N2,500,000

INTERPRETER: MATHEW DALONG

Appearance: L.S. Pam with V.N Marawes for the 1st defendant.

2nd defendant unrepresented

M.J. Shombot – for the claimant

JUDGMENT

The claimant claim a total sum of N2,500,000 from the defendants as follows:- N1.9 million is owed by the 1st defendant while the 2nd defendant owe N600,000 (six hundred thousand Naira only) the first defendant is desirous of settlement and has advanced the sum of N500,000 (five hundred thousand Naira) to this effect while remaining a balance of N1.4 million. The admission of the defendants is unequivocal to the said amount however since he has approached the claimant for settlement over the remaining sum of N1.4 million, Judgment was entered for the sum of N500,000. On 4/4/2024 upon mention. On the next adjourned date the parties were in court and reported that they didn't approach the claimant for settlement. Counsel to the claimant urge the court to revert to enter judgement for the claimant since settlement has failed. However the defendants still pleaded for time for report of settlement or hearing. On 6/5/2024 there was still no progress. It became clear that the defendants were playing tricks over the mind of the court. at the junction counsel to the defendant confessed and encouraged the court to take its decision.

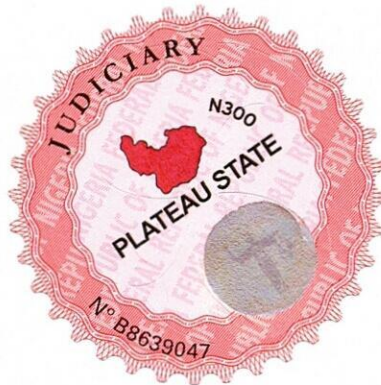
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James A. Aruwa
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C.M. Chukwura

With nothing to say from the defendants the court reverted to its record and the statutory forms before it where it was shown that the defendants never denied from the beginning, the claims of the claimant against them. The issue for determination is whether the claimant is entitled to his claims against the defendants. The law is trite whatsoever is not denied is deemed admitted. S 132 EA. In view of the non denial by the defendants, of the above sum against them, judgement is enter against the 1st defendant for the sum of N1.4 million and sum of N600.000 against the 2nd defendant respectively.

ROA: Available

6/5/2024



6/5/2024
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JAMES A. NYAM
Deputy Registrar
C.M.C. Bukuru