

**IN THE DISTRICT COURT OF BAUCHI STATE  
IN THE BAUCHI JUDICIAL DIVISION  
HOLDEN AT SMALL CLAIMS COURT NO 2 BAUCHI**

BEFORE HIS WORSHIP ZAINAB M SHUAIBU (MRS)

**SUIT NO SCC/BH/33/2024**

**BETWEEN**

**ALH YUSUF SHEHU KYATA .....CLAIMANT**

**AND**

**ABDULLAHI ACI KIBIYA ..... DEFENDANT**

Appearances – A U MAGAJI for the claimant

- A M BASHIR for the defendant

**JUDGEMENT**

The claimant commenced this suit under the Bauchi state practice direction on small claims court No 2 of 2022, he fill and filled the small claims form SCA 2 and 3 dated 3<sup>rd</sup> day of July 2024, the defendant was served with the originating process of this court as seen on the affidavit of service deposed to by the bailiff of this Hon court ALIYU SALE TAFIDA.

On the 13<sup>th</sup> day of AUGUST 2024 when the matter was slated for hearing learned counsel to the claimant A U MAGAJI ESQ informed the court that parties in this suit have arrived at an amicable settlement and have executed and filled their terms of settlement dated 13<sup>th</sup> day of AUGUST 2024.

Upon further confirmation from the defendant counsel A M BASHIR ESQ that the terms of settlement filed before this Hon court represents their agreement reached.

**COURT** – the terms of settlement dated 13<sup>th</sup> day of AUGUST 2024 (Attached Herewith) duly executed by the parties is hereby adopted and entered as the judgment of this Honorable court in respect of this suit.

THIS CASE IS DECIDED 18<sup>TH</sup> DAY OF AUGUST 2024

**THE CHIEF MAGISTRATE COURT  
OF BAUCHI STATE  
Z.M. SHUAIBU ESQ  
SIGN: [Signature] 13/09/2024**

**HIGH COURT OF JUSTICE BAUCHI  
SMALL CLAIMS COURT  
EVALUATION & ASSESSMENT  
19 AUG 2024  
CERTIFIED TRUE COPY  
SIGN: [Signature]**

**ZAINAB M SHUAIBU  
(MRS)  
SENIOR MAGISTRATE**

IN THE SMALL CLAIMS COURT OF BAUCHI STATE,

HOLDEN AT BAUCHI

SUIT NO: SCC/BH/33/24

BETWEEN

ALHAJI YUSUF SHEHU KYATA .....Plaintiff

AND

ABDULLAHI ALI KIBIYA .....Defendant

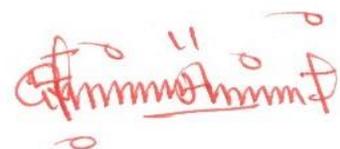
TERMS OF SETTLEMENT

**WHEREAS** the Plaintiff instituted an action against the Defendant in the Small Claims Court of Bauchi State, Bauchi Judicial Division, claiming the sum of ₦1,200,000 (One Million, Two Hundred Thousand Naira) being the principal amount owed by the Defendant to the Plaintiff.

**AND WHEREAS** the Defendant has agreed to pay the Plaintiff the total sum of ₦1,350,000 (One Million, Three Hundred and Fifty Thousand Naira) in full and final settlement of the Plaintiff's claims.

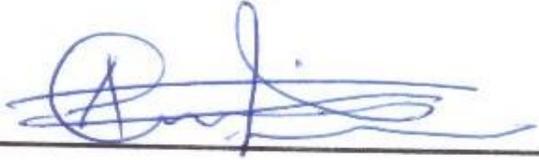
NOW THESE TERMS OF SETTLEMENT WITNESS AS FOLLOWS:

Date 13<sup>th</sup> — August, 2024



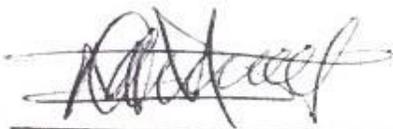
1. The Defendant shall pay the Plaintiff the sum of ₦1,200,000 (One Million, Two Hundred Thousand Naira) on or before the 31<sup>st</sup> day of December, 2024.
2. The Defendant shall pay the Plaintiff the sum of ₦150,000 (One Hundred and Fifty Thousand Naira) as damages on or before the 31<sup>st</sup> day of December, 2024.
3. Upon receipt of the total sum of ₦1,350,000 (One Million, Three Hundred and Fifty Thousand Naira) by the Plaintiff, the Plaintiff shall have no further claims against the Defendant in respect of the subject matter of this suit.
4. Upon full payment of the agreed sum as stated above, the Plaintiff shall discontinue this action with no order as to costs, and the court shall strike out the suit.
5. In the event that the Defendant fails to make payment as stipulated in Clauses 1 and 2, the Plaintiff shall be at liberty to enforce this settlement agreement as a judgment of the Court and to take all necessary legal steps to recover the outstanding amount.
6. The terms of this settlement shall remain confidential and shall not be disclosed to any third party except as may be required by law or necessary for the enforcement of this settlement agreement.
7. These Terms of Settlement represent the entire agreement between the parties and are binding on the parties, their heirs, successors, and assigns. And same it to be entered as a consent judgment between the parties.

DATED THIS 13<sup>th</sup> DAY OF August, 2024



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**Abdulqadir Garba Esq.**  
**(Plaintiff's Counsel)**



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**A.M Bashir Esq.**  
**(Defendant's Counsel)**