

**IN THE DISTRICT COURT OF BAUCHI STATE**  
**(SMALL CLAIMS COURT)**  
**HOLDEN AT BAUCHI**

BEFORE HIS WORSHIP GARBA ABDULLAHI

SUIT NO SCC/BH/31/2023

**BETWEEN**

**1.GASKIYA SAVINGS AND LOAN**

**2.DORIS ANDREW..... CLAIMANTS**

**AND**

**ESTHER SALEH..... DEFENDANT**

CLAIMANTS –Present in court speaks English

DEFENDANT – Present in court speaks English

JUDGMENT DELIVERED ON 8/8/23

**INTRODUCTION**

This case brought pursuant to small claims court practice direction NO 2 of 2022, the claimants has fill and filed small claims Court forms SCA 2 & SCA 3 dated 4<sup>th</sup> day of August 2023, and the defendant were duly served with the process of this court as evidenced by affidavit of serviced dated 4<sup>th</sup> August 2023 deposed to by one Abdussalam Abdullahi a bailiff of this Court.

Before the commencement of hearing parties have amicably settled the matter out of court, consequent upon which they filed a terms of settlement dated 4<sup>th</sup> day of August 2023 duly sign by both parties in presence of their witnesses, adopt it and urged the court consider same and enter consent judgment as per the terms.

The law is trite that in order to have a consent judgment the parties must be ad idem as far as the agreement is concern, there consent must be free and voluntary



and the terms of settlement must be filed, I refer myself to the case of Woluchem vs Wokama (1974) ALL NLR 54

It is in record that the parties have jointly agreed and append their signature on the context of the said agreement.

In the light of the above and having gone through the content of the afore mentioned terms properly executed by the parties, therefore and I hereby upheld the submission of both parties and enter judgment as per the terms of settlement here attached against the parties

This case is decided today being 8/8/23



IN THE DISTRICT COURT OF BAUETT  
IN THE SMALL CLAIMS COURT OF BAUETT  
STURDEN - TI BAUETT

BETWEEN:

- 1. GASKINA - SAVING & LOAN
- 2. DORIS ANDREW

} - - - - CLAIMANTS

AND

- 1. ESTHER SAREH

TERMS OF SETTLEMENT - DEFENDANT

The claimants claim against the defendant the sum of ~~at~~ 384,500 naira only.

WHEREAS

The parties in this suit have hereby resolved to settle this matter amicably subject to the following terms and conditions:

- 1. That the defendant shall pay the sum of ~~at~~ 384,500 to the claimants as the total amount on or before 30<sup>th</sup> of October, 2023.
- 2. That the defendant shall pay the sum of ~~at~~ 192,250 to the claimants as the part payment on the 29<sup>th</sup> day of September, 2023.
- 3. That the parties further agreed that the terms stated herein be made the judgement of this Honorable Court.

DATED THIS 4<sup>th</sup> Day of AUGUST 2023

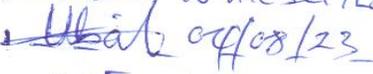
FOR  4/8/2023

1. CLAIMANT SIGN  
 4/8/2023

2. CLAIMANT'S SIGN

3.  4/08/2023

DEFENDANT'S SIGN

WITNESS TO THE SETTLEMENT  
 04/08/23  
WITNESS NO. 1

2.  4-08-2023  
~~DEFENDANT WITNESS~~

 04/8/23  
2. WITNESS NO. 2.