

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

SUIT NO SCC/BH/047/2024

BEFORE HIS WORSHIP ZAINAB M SHUAIBU (MRS)

BETWEEN

HAFSAT IBRAHIM YALWA ..... CLAIMANT

AND

MUHAMMAD SUNUSI ILYASU ..... DEFENDANT

Parties present.

Appearances I I JIBO Esq for the claimant

No appearance for the defendant

JUDGEMENT

The claimant commenced this suit under the Bauchi state practice direction on small claims court no 2 of 2022 she files and filled form SCA 2 and 3, the claimant claim against the defendant is the sum of ₦470,000.00 (Four Hundred and Seventy Thousand) being the money she gave to him in building his house, cost of action of ₦50,000.00 (Fifty Thousand Naira only).

The defendant was duly served with the originating process and hearing notice of this court as deposed to by the bailiff of this honorable court ALIYU SALE TAFIDA.

On the date slated for hearing the defendant admitted to all the claim of the claimant.

However, the law is settled that admitted facts required no further proof as provided for under SECTION 123 OF THE EVIDENCE ACT 2011, this court refer itself to the case of SHITTU SANISI & ANOR VS BURAIMO OBAFUNWA ANOR (2006) LPELR -- 11863 (CA) AT PAGE 26

HIGH COURT OF JUSTICE BAUCHI  
SMALL CLAIMS COURT  
EVALUATION & ASSESSMENT TEAM  
23 JUN 2025  
CERTIFIED TRUE COPY

THE CHIEF MAGISTRATE COURT  
OF BAUCHI STATE  
Z.M. SHUAIBU ESQ  
MAGISTRATE  
SIGN  DATE

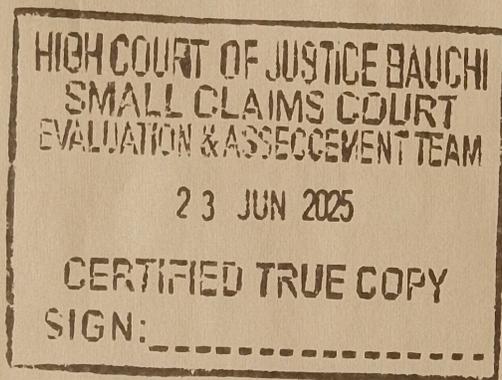
If the claimant claim is admitted that will be end similarly if a particular averment of the claimant is admitted there will be no longer be an onus to prove what has been admitted by the opposite party.

In conclusion what is not denied is deemed admitted and what is admitted need not be proved.

Therefore, this court has no option than to enter judgment as per the claimant claim in his originating process.

In line of the foregoing, I hereby enter judgment in favor of the claimant as per her claims and all her reliefs are hereby granted as prayed.

Dated 16<sup>th</sup> day of June 2025



ZAINAB M SHUAIBU (MRS)  
SENIOR MAGISTRATE

