

**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 SCCBH/105/2025**

**BETWEEN**

**BAUCHI STATE DRY SEASON FARMERS ASSOCIATION .....CLAIMANT**

**AND**

**USMAN ALH ISIYAKA (AKA YARIMA) ..... DEFENDANT**

**JUDGMENT**

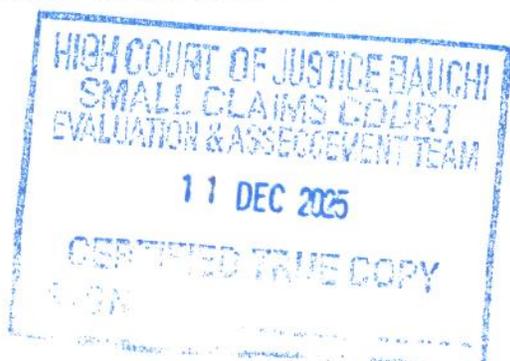
The claimant commenced this suit under the bauchi state practice direction on small claims court no 2 of 2025, he fill and filled form SCA 2 and 3 dated 6<sup>th</sup> day of August 2025, the claimant claim is the sum of ₦1,600,000(One Million Six Hundred Thousand Naira) only.

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

**COURT** – It is a settled law that in civil cases, the burden of proof is on he who assert must proof this court refer itself to section 131(1) and 132 of the EVIDENCE ACT 2011 and the case of FEDERAL MORTAGAGE FINANCE LTD VS HOPE OFFIONG EKPO (2003) LPELR 5627 ( CA) AT 23-24 (2004) 2 NWLR (PT 856) 100

It is in the record of this honorable court that the defendant admitted liability I e the claimant claims before the court during pre-trial conference before the commencement of hearing.

However, the law is settled that admitted facts required no further proof as provided under section 123 of the evidence Act 2011, may I refer the court



to the case of SHITTU SANUSI & ANOR VS BURAIMO OBAFUNWA &ANOR (2006) LPELR 11863 (CA) AT PAGE 26

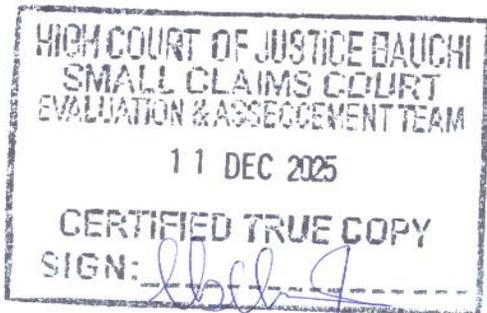
"it is trite law that facts admitted required no proof because the onus of proof does not exist in the vacuo. The onus or burden of proof is merely an onus to prove or establish an issue there cannot be any burden of proof where there are no issues in dispute between the parties.

If the claimant claim is admitted as in the instant case that will be the end, similarly if a particular averment of the claimant is admitted, there will no longer be an onus to prove what has been admitted and what is admitted need not be proved.

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

In view of the forgoing judgment is hereby entered in favor of the claimant against the defendant as per his claim and all the reliefs are hereby granted as prayed.

THIS CASE IS DECIDED TODAY BEING THE 9<sup>TH</sup> DAY OF DECEMBER 2025.



**ZAINAB M SHUAIBU (MRS)  
SENIOR MAGISTRATE 1**

