

**IN THE DISTRICT COURT OF BAUCHI STATE  
IN THE KATAGUM JUDICIAL DIVISION  
HOLDEN AT SMALL CLAIMS COURTS NO. 1 AZARE**

**SUIT NO: SCC/AZ/004/2025**

**BETWEEN**

**ENERGY ASSURED (LOAN) ..... CLAIMANT**

**AND**

**YUNUSA MAGAJI ..... DEFENDANT**

Before his worship: **ABDULLAHI ADAMU SARKI**

Claimant present before the court

Defendant: is also present in court.

Usman Tata affirmed to interpret the proceeding of this Honourable Court from English to Hausa language and vice-versa.

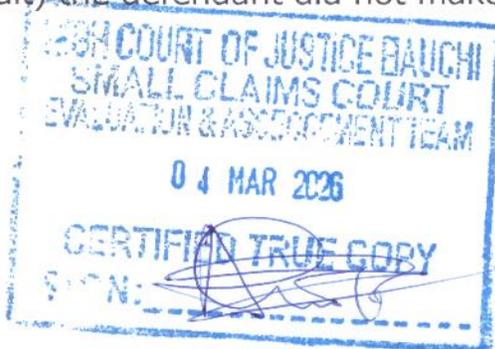
**JUDGEMENT**

This small claim matter was brought and filed by the claimant pursuant to Article 2(1) (2) and (3) of small claim court practice direction No. 2 of 2022. Where the claimant fill FORM SCA 2 and FORM SCA 3 dated 19/12/2025 and filed on 7/1/2026 praying the court for the following orders against the defendant.

1. **AN ORDER** of this Hon. Court directing the defendant to pay the claimant the sum of N100,000 being the outstanding balance of money owed to the claimant by the defendant.
2. **AN ORDER** of this Hon. Court directing the defendant to apy the cost of this action which stood at N20,000.

The process of this Hon. Court have been duly served on the defendant as contained in the affidavit of service dated 16/1/2026 deposed to by one Aliyu Mohammed Ali, Sheriff of this Hon. Court.

The claimant stated that sometime in the month of August, 2025 the defendant approached the claimant for a loan of N100,000. On 20<sup>th</sup> August, 2025 the total sum of N100,000 was given to the defendant on loan on the condition that the defendant will repay back the loan in two month on an instalmental payment of N50,000, on the 30<sup>th</sup> September, 2025 and on 30<sup>th</sup> October, 2025. And up till this moment, (the time of filing this suit) the defendant did not make any effort to



repay back. And no reasonable explanation was offered by the defendant.

After service of the processes of this Court on the defendant, the defendant made an admission in respect of all the claimant claims against him, and has filled FORM SCA 5 to that effect. On 22/1/2026 the claimant came to the registry of this Hon. Court and paid the sum of N70,000 and undertook to pay the outstanding balance of N30,000 in three weeks' time, that is on 12/2/2026 plus the cost of action, making the total sum of N50,000.

On the date fixed for hearing parties were both present in court and the claimant has acknowledged the receipt of N70,000 from the registry of this Hon. Court being the sum of money paid by the defendant.

The law is trite that fact admitted need no prove. See **section 123 of the Evidence Act 2011**. Based on the authority cited above, the plaintiff need not to prove his claims on the preponderance of evidence.

Having considered the admission made by the defendant in FORM SCA 5 and the payment of 70% of the total sum claimed against the defendant and the acknowledgement of same by the claimant. And the provision of Section 123 of the Evidence Act cited above. I hereby enter judgement for the claimant and hereby make the following orders.

1. **AN ORDER** be and is hereby made directing the defendant to pay the plaintiff the sum of N30,000 being the outstanding balance he owed the claimant.
2. **AN ORDER** is hereby also made directing the defendant to pay the plaintiff cost of filing this action which stood at N20,000.

This case is decided on 26<sup>th</sup> January, 2026. There is right of appeals to High Court of Justice, Bauchi State within 14days by any part who is not satisfied with this judgement.

  
**ABDULLAHI ADAMU SARKI**  
SENIOR DISTRICT JUDGE I  
26<sup>ND</sup> JANUARY, 2026.

