

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

BEFORE HIS WORSHIP GARBA ABDULLAHI

SUIT NO SCC/BH/08/2023

BETWEEN

IMRANA BALACLAIMANT

AND

ABDULLAHI SANI AKA DANTASHE.....DEFENDANT

JUDGEMENT DELIVERED ON 14/06/2023

Auwal Ibrahim Esq for the claimant

Defendant – present in court

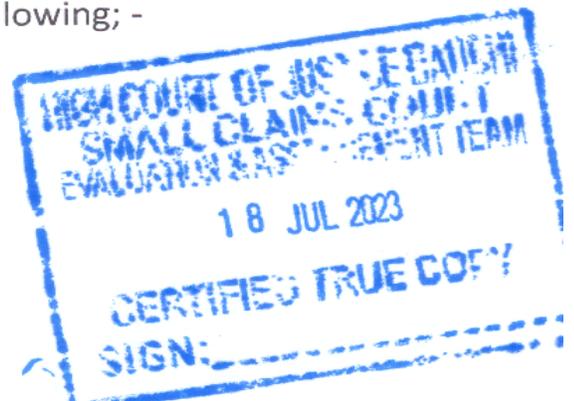
INTRODUCTION

This case has been initiated by the plaintiff through his counsel Auwal Ibrahim Esq in line with Article 2 of practice direction of this Hon. Court. A letter of demand and the summons was issued and served on the defendant, affidavit of service was duly sworn to by the bailiff of this court in form SCA 6 dated 9/6/2023

Brief facts of the case

The claimant stated that on 13 day of April 2022 he gave the sum of N1,400,000.00 only to the defendant as deposit to procure a car for him, as the transaction failed, defendant return the sum of N950,000.00 only remaining the balance of N450,000.00 only in the process of settlement defendant has paid the sum of N100,000.00 only remaining outstanding balance of N 350,000.00

Whereof by reason above claimant pray for the following; -



- A) An order of this Hon. Court mandating and directing the defendant to pay the sum of three hundred and fifty thousand naira only being outstanding balance unpaid
- B) Ten percent post judgment interest on the sum of N350,000.00 only until final liquidation
- C) Cost of this action and solicitors fee
- D) And such further order as this court may deem fit to make in the circumstances

DECISION

The matter was fixed on 14/6/23 for hearing, during pretrial conference the defendant stated that he has been served with the claimant claim and he understood same, thereafter admit all the claims of the claimant as contain on the originating process.

It is trite law that once if the defendant admit the claim of the claimant court will enter judgment against him base on his admission. It is in record that the defendant has orally and wrote an undertaking to the effect that he will pay the outstanding balance of N396, 000.00 in four instalments from end of June 2023 to end of September 2023, therefore the issue need not to be proof by preponderance of evidence, I refer myself to section 123 of evidence act 2011 as amended.

In the light of the above I hereby enter judgment in favour of the claimant against the defendant as per the claimant claims in his originating process

This case is decided today being 14/6/23 there is right of appeal to High Court Bauchi within 14 days by the aggrieved party

