

**IN THE HIGH COURT OF JUSTICE FEDERAL CAPITAL TERRITORY**

**IN THE ABUJA JUDICIAL DIVISION**

**HOLDEN AT HIGH COURT MAITAMA –ABUJA**

**BEFORE: HIS LORDSHIP HON. JUSTICE S.U. BATURE**

<b>COURT CLERKS:</b>	<b>JAMILA OMEKE &amp; ORS</b>
<b>COURT NUMBER:</b>	<b>HIGH COURT NO. 33</b>
<b>CASE NUMBER:</b>	<b>SUIT NO. FCT/HC/CV/391/19</b>
<b>DATE:</b>	<b>8<sup>TH</sup> July, 2020</b>

**BETWEEN:**

**DE IYKE INTERNATIONAL COMPANY NIGERIA LTD .....APPLICANT**

**AND**

<b>1. BGN AUTOMOBILE LTD</b>	}	<b>DEFENDANTS</b>
<b>2. MR. BABAGANA YUSUF</b>		

**APPEARANCE**

Anayo Andi Ess with Mudaba Mathew Esq for the Claimant.  
Mohammed Ibrahim Esq with N. G Emenike Agbe Esq for the Defendants.

**CONSENT JUDGMENT**

The parties in this matter have filed their terms of settlement dated 3-7-2020 but filed on 6-7-2020.

The Claimant sequel to a dispute arising out of commercial transactions between it and the defendants, took out a writ of Summons against the Defendants suit No. FCT/HC/CV/6602/2020 pending before this Honourable Court claiming reliefs sought as per the endorsement on the writ of Summons and paragraph 24 (F) to (J) of the claimant’s statement.

1. That upon being served with the court's processes, with the leave of the court, the Defendant Approached the Claimant for settlement out of Court, whereas it is agreed as follows:-

***"1. That the defendants concede to pay the Claimant the total Sum of ₦39, 600,000.00 (Thirty Nine Million, Six Hundred Thousand Naira Only) as full and final satisfaction of the claimant's claims, which shall be paid on or before Friday the 10<sup>th</sup> day of July, 2020.***

***2. That upon the payment and subsequent receipt of the payment, of the amount mentioned in the above paragraph, the Claimant shall immediately withdraw his complaint pending before the Nigeria police and return to the 2<sup>nd</sup> Defendant, the Three charges issued by the Defendants to the Claimant. That is to say Zenith Bank Plc cheques No: 62674312 and 62674314 dated 5<sup>th</sup> and 8<sup>th</sup> November, 2019 respectively and Diamond (Access) Bank Plc Cheques No: 03364599 dated 12<sup>th</sup>, December, 2019.***

***3. That the terms of this settlement be entered as consent Judgment of this Honourable Court.***

Now, the parties having duly executed the said terms of settlement, same is here by entered as consent Judgment in this suit.

Signed

**HON. JUSTICE SAMIRAH UMAR BATURE.**

8/07/2020.