

**IN THE HIGH COURT OF JUSTICE FEDERAL CAPITAL TERRITORY  
IN THE ABUJA JUDICIAL DIVISION  
HOLDEN AT JABI, ABUJA**

**BEFORE HIS LORDSHIP: HON. JUSTICE D. Z. SENCHI**

**COURT CLERKS: T. P. SALLAH & ORS**

**COURT NUMBER: HIGH COURT NO. 12**

**DATE: 14/10/2020**

**BETWEEN: -**

**FCT/HC/CV/358/2019**

**1. SHEHU TIJANI ABDULLAHI } CLAIMANTS  
2. MARIYA DANBABA SUNTAI }**

**AND**

**1. KINGFEM ESTATES LIMITED } DEFENDANTS  
2. MR. OLUFEMI EMMANUEL AKINLAWON }**

**JUDGMENT**

The Claimant commenced this suit on the 19th November, 2019 against the Defendants pursuant to undefended list procedure. The claims of the claimant against the Defendants jointly and severally are as follows:-

1. The Claimants claims against the Defendants jointly and severally the sum of ₦12,900,000.00 (Twelve Million Nine Hundred Thousand Naira) being the sum outstanding for a failed consideration of the sale of two(2) suites number 7034 and 7035, first floor in units suites of GA 247, phase II, plot 264 and 1096, Ahmadu Bello Way, Mabushi, Abuja.
2. ₦1, 290,000.00 (One Million Two Hundred and Ninety Thousand Naira) being the cost of prosecution of this case.

The processes in this suit were served on the Defendants on 6<sup>th</sup> December, 2019. Hearing notices were equally served on the Defendants and the case was adjourned to the 18<sup>th</sup> March, 2020 for hearing under the undefended list. The Defendants did not enter proper appearance in this suit though the 2<sup>nd</sup> Defendant filed a notice of preliminary objection. However, Counsel to the

Respective parties approached the Court and informed the Court that the parties are desirous of settling this matter. Both Counsel further informed the Court that before the next adjourned date, terms of settlement would be executed and filed in Court.

Today the 14<sup>th</sup> October, 2020, the Claimant's Counsel E.OAmupitan Esq, informed the Court that parties had executed and filed terms of settlement dated the 12<sup>th</sup> October, 2020 and filed on 13<sup>th</sup> October,2020. The learned Counsel to the claimant adopted the terms of settlement and urged the Court to enter the terms of settlement as consent judgement for the parties.

The Defendants Counsel AdelusioLuwaseun Esq on behalf of the Defendants,aligned himself with the claimant's Counsel and urged me to enter the terms of settlement as consent judgment for the parties. Thus pursuant to the terms of settlement dated 12<sup>th</sup> October, 2020 and filed on 13<sup>th</sup> October, 2020, the parties agreed as follows:-

- i. In consideration for this settlement, the Defendant agrees to pay the Plaintiffs the sum of N12,900,000.00(Twelve Million, Nine Hundred Thousand Naira) in resolution of the dispute as full and final payment, subject to the terms and conditions of this agreement.
- ii. The Defendants had paid the above stated sum ~~N~~12,900,000.00(Twelve Million, Nine Hundred Thousand Naira) to the Plaintiffs and the Plaintiffs acknowledge receipt.
- iii. No modification of this agreement shall be valid unless in writing and agreed upon by the parties.
- iv. This settlement agreement supersedes any prior agreements, understandings or negotiations whether written or oral.
- v. Both parties will bear their own cost.
- vi. This settlement agreement and the interpretation of the terms herein shall be governed by and construed in accordance with the provisions of the High Court Rules.
- vii. The parties irrevocably submit to the exclusive jurisdiction of this Honourable Court in this suit.
- viii. The parties pray that the terms of settlement be entered as consent judgment in this suit by this Honourable Court.

Accordingly therefore, pursuant to the terms of settlement dated 12<sup>th</sup> October, 2020 and filed on 13<sup>th</sup> October, 2020, parties in this case having agreed that the terms of settlement be entered for the parties as consent judgment, the terms of settlement duly executed and filed on 13<sup>th</sup> October,2020 are hereby entered for the parties as consent judgment and this consent judgment is the judgement of this Court.

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**HON. JUSTICE D. Z. SENCHI**  
**(Presiding Judge)**  
**14/10/2020**

Parties :-Absent  
E.O Amupitan:- For the Plaintiffs  
O.J AdelusiForthe Defendants

**Sign**  
**Judge**  
**14/10/2020**