

IN THE CHIEF MAGISTRATE'S COURT OF DELTA STATE OF NIGERIA
IN THE SMALL CLAIM COURT
HOLDEN AT OLEH
BEFORE HIS WORSHIP O.M. OMONEMU (MRS.) CHIEF MAGISTRATE GRADE 1
(SPECIAL GRADE) ON MONDAY THE 14TH DAY OF OCTOBER, 2024

SUIT NO: SCC/OLEH/7/2024

OKEGBE CHARLES - - - - - - - **PLAINTIFF**

=AND=

ISRAEL OGBODU - - - - - - - **DEFENDANT**

Plaintiff is present

Defendant is present

B. Oreghe (Esq.) for plaintiff

U. Emiri (Esq.) with him Chief S.M.U. Ubulum for defendant

Counsel to defendant informs court that terms of settlement have being filed before court.

COURT – Terms of settlement dated and filed 14/10/2024 is hereby taken as the consent judgment of this Honourable Court.

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 SENIOR REGISTRAR 1
 J. Oreghe - U
 A.C.

(Signed) O.M. Omonemu (Mrs.)
O.M. Omonemu (Mrs.)
 C.M 1 (Special Grade)
 14/10/2024

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IN THE MAGISTRATE COURT DELTA STATE OF NIGERIA
IN THE SMALL CLAIM COURT
HOLDEN AT OLEH

SUIT NO. SCC/OLEH/ /2024

BETWEEN

MR OKEGBE CHARLES.----- **-PLAINTIFF**
AND

MR ISRAEL OGBODU----- **DEFENDANT**

TERMS OF SETTLEMENT
CLAIM

The Plaintiff is a businessman, indigene of Uzere Kingdom in Isoko South Local Government Area of Delta State, who deals on wood timber and owned a saw mill at Oleh, while the Defendant who is residing in Irri Kingdom, is a Wood timber business man who acts as an operator/contractor that normally cut wood from the bush and supply wood to others.

Sometime ago at different times and years respectively the plaintiff contracted the defendant to cut and supply him timber wood and the plaintiff gave the defendant up to the total sum of ₦2,000,000.00 (Two Million Naira) which the defendant only supply a little of the wood and abscond with the rest money, the rest money as at 2023 is the sum of ₦759,000.00 (Seven Hundred and Fifty Nine Thousand Naira) all effort to recover the remaining money from the defendant or Make the defendant supply the wood proof abortive. The parties agreed to settle and the defendant paid the sum of ₦209,000.00 (Two Hundred and Nine Thousand Naira) leaving the total sum of ₦550,000.00 (Five Hundred and Fifty Thousand Naira) as balance. Hence this application.

WHEREFORE the Plaintiff claims against the Defendant as follows:

1. The sum of ₦550,000.00 (Five Hundred and Fifty Thousand Naira) being money paid for wood the defendant failed to supply.
2. The sum of ₦200,000 .00 (Two Hundred Thousand Naira) as special damages for solicitor charges.
3. The sum of ₦1,500,000.00 (One Million Five Hundred Thousand Naira) as general damages.
4. And any order (s) that this honourable court may deem fit to make.

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TERMS OF SETTLEMENT

WHEREAS: in the interest of peace and amicable settlement, the parties have resolved their differences as follows:

1. That the parties have agreed that the defendant shall pay the total sum of ₦730,000.00 (Seven Hundred And Thirty Thousand Naira) to the plaintiff by way of monthly installments.
2. That the parties agreed that the defendant shall pay ₦40,000.00 (Forty Thousand Naira) every month ending to the plaintiff until the entire sum of ₦730,000.00 (Seven Hundred And Thirty Thousand Naira) is fully paid to the plaintiff.
3. That the first defendant installments and payment to the plaintiff shall commence from the ending of November 2024 and the payment and installments shall continue every month ending consecutively until the entire sum of ₦730,000.00 (Seven Hundred And Thirty Thousand Naira) is fully paid to the plaintiff.

That the parties shall pray this honorable court to make these terms of settlement the consent Judgment of this honorable court.

Dated this 14th day of October 2024



OKEGBE CHARLES.
(PLAINTIFF)



ISRAEL OGBODU
(DEFENDANT)

PLAINTIFF COUNSEL: B. Okegbe Esq

SIGNATURE [Signature] DATE 14-10-2024

DEFENDANT COUNSEL: U. Emiri Esq

SIGNATURE [Signature] DATE 14-10-24

VERIFIED TRUE COPY

SENIOR REGISTRAR

