

**IN THE SMALL CLAIMS COURT OF RIVERS STATE OF NIGERIA
IN THE PORT HARCOURT MAGISTERIAL DISTRICT
HOLDEN AT PORT HARCOURT**

CLAIM NO: PMC/SCC/432/2025

BETWEEN

BLUESKYE OPTIMUM SERVICES LTD.....

APPLICANT

AND

**CHINYER RUWHUOMA PAUL
EMMANUEL CHINEDU OBA
KINGSLEY CHIDIEBERE EBIRIM** }

RESPONDENTS

Parties- Absent

Appearances- K.C. Eze appears for the Claimant/Applicant.

JUDGEMENT

The Claimant/Applicant filed an application for default summons on the 30/07/2025. The application is praying for an order entering judgement against the Defendants/Respondents, as stated on the face of the application.

This Court had on the 15/09/2025 ordered that this matter be set down for hearing under default summons proceedings.

As per the affidavit of service, all Defendants/Respondents were served the originating processes on the 23/09/2025. The Rules of this Court particularly Article 7 (2) of the Practice Direction allows the Defendants/Respondents five days within which to respond.

The 1st Defendant/Respondent had in response, filed a notice of preliminary objection and the Court in its wisdom, ruled against it.

From a careful examination of the processes before me, this Court is not in doubt that parties entered a contract and agreed on certain terms.

It is germane to point out that by the doctrine of sanctity of contracts, parties are bound by their agreement and neither of them, nor this Court can rewrite same for them.

The Defendants and the Claimant alike, are bound by the terms of their contract. From what is placed before the Court, the Defendants/Respondents did not contradict nor challenge the Claimant/Applicant's claims. The Defendants/Respondents did not file any defense on the merit or an intention to defend. The Court is thus enjoined to place reliance on the unchallenged evidence before it.

In course of hearing, the Claimant/Applicant's counsel told this Court that the 4th Defendant/Respondent as part of liquidation of its debt, on the 07/10/2025, paid the sum of N20,000 to the Claimant.

I have carefully gone through the application and accompanying documents. I have equally had the privilege of examining the annexures to the affidavit. I find that the Claimant/Applicant has by the evidence placed before this Court, adduced cogent evidence to be entitled to judgement.

Judgement be and is hereby entered in favour of the Claimant/Applicant. It is accordingly adjudged that:

1. The 1st Defendant/Respondent pay to the Claimant/Applicant the sum of N510,000.00 (Five Hundred and Ten Naira) only, including costs;
2. The 2nd Defendant/Respondent pay to the Claimant/Applicant, the sum of N456,000.00 (Four Hundred and Fifty-Six Thousand Naira) only, including costs; and
3. The 3rd Defendant/Respondent pay to the Claimant/Applicant, the sum of N341,380.00 (Three Hundred and Forty-One Thousand, Three Hundred and Eighty Naira) only, including costs.

These orders are to be complied with not later than 14 days from the date of this judgement.

SIGNED

ANUGBUM, OBIARERI. N, ESQ.

CHIEF MAGISTRATE I

SMALL CLAIMS COURT IV

23rd January, 2026

