

IN THE MAGISTRATE COURT OF RIVERS STATE OF NIGERIA
IN THE PORT HARCOURT MAGISTERIAL DIVISION
HOLDEN AT PORT HARCOURT
BEFORE HIS WORSHIP NNEKA E. EZE-OBUZOR
SITTING ON THE 27TH DAY OF FEBRUARY 2025
AT THE SMALL CLAIMS COURT 4 PORT HARCOURT

SUIT NO: PMC/SCC/296/2024

BETWEEN:

MR MONDAY JOHN AFRICA ===== CLAIMANT

AND

MR SAMUEL EGEGE ===== DEFENDANT

STRUCK OUT ORDER


UPON THIS MATTER coming up for Judgment in this Honourable Court before His Worship NNEKA EZE – OBUZOR, ESQ. SENIOR MAGISTRATE sitting at Small Claims Court 4, Port Harcourt and after hearing the application of K. O. Odu Esq. for Claimant/Respondent and C. C. Okparaolu Esq. for defendant/Applicant holding brief of V.C. MacFriday Esq.

IT IS HEREBY ORDERED AS FOLLOWS:

In the absence of any proof of acknowledgement before the expiration of 5 years, this application succeeds as no court has jurisdiction to hear a matter that is statute barred.

Accordingly, this suit is struck out for want of jurisdiction.

PORT HARCOURT under the seal of the Court and the hand of the presiding Senior Magistrate this 27th day of February, 2025.



NNEKA E. EZE-OBUZOR, ESQ.
(SENIOR MAGISTRATE)


* THE JUDICIARY *
SIGN.....
DATE:.....
WOBISIKE G. ARIGE ESQ.
(Registrar)