

HOLDEN AT ENUGU
BEFORE HIS LORDSHIP HON. JUSTICE P.I. ENEJERE
ON THURSDAY THE 13TH DAY OF JUNE, 2013.

Suit No.: E/113C/10

FRN
Vs.
Gozie Mbachu

Accused present.

I.I. Mbachie for the prosecution.

O.C. Eneje (Mrs.) for the accused person.

Defence filed Notice of change of counsel. The prosecutor has been served. Counsel for the prosecution applies to substitute the information with a new amended information filed and served on the accused person. I apply that the previous information be struck out.

Court: Application granted.

Old information struck out.

The new charge is read and explained to the accused person.

In count I he pleads guilty

In count II he pleads guilty

In count III he pleads guilty

In count IV he pleads guilty

Facts: Accused says that he understands English.

The accused persons elder sister Mrs. Edith Mbachu who is resident in Texas United states of America was approached by the accused person sometime in 2006. The accused specifically asked his sister to avail him with original certificate to her 2 plots of land, plot 240 situate at GRA, Trans-Ekulu Enugu and that of plot F4 at

GRA Trans Ekulu Enugu. He told her that Enugu State Government is undergoing a re-certification exercise. That he needs the originals to perfect the said document. His sister forwarded her title document originals to him. She also gave him Nine thousand one hundred United state Dollars and also asked that all the documents should be certified after verification and sent back to her.

The accused instead of carrying out his promise, sold plot 240 to one Macellinus Ede for the sum of five million four hundred thousand Naira.

He also sold plot F4 to One Ozo Geoffrey Ozoba at the sum of seven million fifty thousand naira. This sale was done in sometime in January 2009. The accused presented to the purchasers a purported power of Attorney claiming that it was donated to him by his sister. The said power of Attorney was forged, according to the result of the forensic text conducted by EFCC. This forged power of attorney was in respect of plot F4 one was also forged for plot 240.

Court to accused- Is that what happened?

Accused: Yes.

The prosecutor also says that the accused entered into a plea bargain agreement with the EFCC to pay to the victim Mrs. Edith Mbachu his sister the sum of Nine Thousand one hundred United states Dollars.

This is the plea bargain agreement.

Court to Accused: You signed a plea bargain agreement.

Accused: Yes.

Plea bargain agreement to be marked exhibit "A".

Court: The accused is found guilty as charged.

Alloeutus: I plead for leniency.

Counsel for the defence associates herself with the accused plea.

Court: The accused is sentenced to 2 years imprisonment in each count. Prison terms of 2 years to run concurrently inclusive of the period he spent in custody.

Signed
P.I. Enejere
Judge
13/6/13