

IN THE HIGH COURT OF JUSTICE
EDO STATE OF NIGERIA
IN THE BENIN JUDICIAL DIVISION
HOLDEN AT BENIN CITY
BEFORE HIS LORDSHIP HONOURABLE JUSTICE EFE IKPONMWONBA – JUDGE
ON TUESDAY THE 11TH DAY OF OCTOBER, 2022

BETWEEN:

SUIT NO. B/CD/146/22:

F. R. N.

Complainant

Vs.

Akputu Collins (aka kimkim Chonthu & Gonzale Anthony) - Defendant

JUDGMENT

The Defendant is charged in an amended one count charge with intent to defraud contrary to Section 484 of Criminal Code.

The Court is informed that the Defendant has applied for a plea deal and this has resulted in a Plea Bargain Agreement filed on the 28/9/2022. The Agreement was brought to the attention of the Court in compliant of the provision of the ACJL and the Court has confirmed that the Defendant;

1. Understands the import of a plea deal which he entered voluntarily.
2. Is aware that the Court is not bound by the sentence recommendation in the Plea Bargain Agreement.

In pleading for the Defendant, Learned Counsel has asked the Court to be lenient and tampered justice with mercy.

I have considered the plea of the Defendant and submission of Learned Counsel.

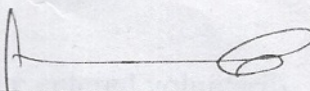
In sentencing the Defendant, the Court has taken into consideration, the fact that he has pleaded guilty and saved the Court time it would have spent trying the charge.

Recognising that this Court is not bound by the Plea Bargain Agreement, I have examined it and I find it acceptable.

Accordingly, the Defendant is sentenced to a term of two years in a Correctional Centre or pay a fine of N200,000.00.

The Defendant will forfeit his Iphone XS MAX to the Federal Government of Nigeria through the EFCC.

The Defendant will enter into a written undertaking to desist from all fraudulent acts going forward and his passport photograph is to be attached thereto.


EFE IKPONMWONBA
JUDGE