

IN THE FEDERAL HIGH COURT OF NIGERIA
IN THE ASABA JUDICIAL DIVISION
HOLDEN AT ASABA

CHARGE NO: FHC/ASB/21C/2022

BETWEEN

FEDERAL REPUBLIC OF NIGERIA COMPLAINANT
AND
OMOROVBIYE BEST OSEMWEGIE (M) DEFENDANT

ENROLLED ORDER

UPON THIS CHARGE dated 3rd February, 2022
but filed on 9th February, 2022.

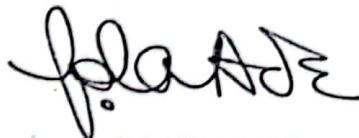
Count 1

That you **OMOROVBIYE BEST OSEMWEGIE (M)** sometime in November 2020 at Benin City, Edo State within the jurisdiction of this Honourable Court with intent to defraud, sent electronic message which materially misrepresented your identity to Wang Jun, a Chinese woman upon which she relied and suffered financial loss in the sum of \$3,000.00 and thereby committed an offence contrary to and punishable under **Section 14(2)** of the **Cybercrime (Prohibition Prevention etc) Act 2015**

The Defendant having pleaded **GUILTY** to the Charge.

AND AFTER HEARING I.K. Agwai Esq for the prosecution applying that the Plea Bargain Agreement dated 3rd February, 2022 but filed on 9th February, 2022 be made the Judgment of the Court.
AND M.O. Uwaila Esq for the Defendant not opposing.





F. A. OLUBANJO
PRESIDING JUDGE



IT IS HEREBY ORDERED AS FOLLOWS:

1. The Defendant is found **GUILTY** as Charged.
2. He is sentenced to 5 (Five) Years Imprisonment in the custody of the Nigerian Correctional Service (NCS) or option of ₦500,000.00 (One Hundred Thousand Naira) fine, Sentence shall commence from today and fine shall be paid into the account in which fines levied by this Court are paid.
3. This Court also makes Orders of forfeiture, non-foreclosure and undertaking to be of good conduct in accordance with paragraphs 3, 4, 5 and 6 of the Plea Bargain Agreement filed on 9th February, 2022, to wit:

(a) The Convict shall forfeit the balance in his bank accounts as follows: numbers:

(i) Bank: Access Bank, Account Number: 0084477065

(ii) Bank: United Bank for Africa, Account Number: 2122439386 as proceeds of crime to the Federal Government of Nigeria through the Economic and Financial Crimes Commission (EFCC).

(b) The convict shall forfeit the following: 1. One iphone 12 Pro Max with IMEI NUMBER 356724110339871 and 2. One unregistered red Mercedes Benz C300 2015 model with Chassis No. 55SWF4KBFUO37172 recovered from him as instrumentalities and proceeds of the crime with which he is convicted to the Federal Government of Nigeria through the Economic and Financial Crimes Commission (EFCC).

(c) This conviction and forfeiture of the above listed assets and properties shall not operate as a foreclosure against the



PLEASE

commission (EFCC) from applying to the Court for forfeiture of any other assets/property(ies) subsequently traced to the Convict as proceeds of crime with which he is charged and convicted not mentioned here.

- (d) The Convict shall make an undertaking in writing to be of good behavior.

ISSUED AT ASABA, under the seal of the Court and the Hand of the Presiding Judge this 15th day of March, 2022.

[Signature]

**EFFIME E. AGAMGBOR
REGISTRAR**



RRR 1708-6591-2854

**CERTIFIED TRUE COPY
(OFFICE OF THE REGISTRAR)
FEDERAL HIGH COURT ASABA DELTA STATE**
NAME: *Medei Rosemary*
DESIGNATION: *Registrar*
DATE: *3/4/23* SIGN: *[Signature]*