

IN THE FEDERAL HIGH COURT OF NIGERIA

IN THE WARRI JUDICIAL DIVISION

HOLDEN AT WARRI

ON MONDAY THE 6th DAY OF MARCH, 2023

BEFORE HIS LORDSHIP, HON. JUSTICE OKON E. ABANG

CERTIFIED TRUE COPY JUDGE

NAME OKON E. ABANG

SIGN [Signature]

DATE 26-5-2023

BETWEEN FEDERAL HIGH COURT,
WARRI S.E.D

CHARGE NO: FHC/WR/129^C/2022

FEDERAL REPUBLIC OF NIGERIA ::::::::::: COMPLAINANT

AND

GIFT INDEGBOR ESEHO ::::::::::: DEFENDANT

J U D G M E N T

The Defendant has just been arraigned before this court today in a one count amended charge dated 1/3/2023 wherein he is alleged. That the Defendant Gift Inedegbor Eseho sometimes between 2021 and 2022 at Benin, Edo State within the jurisdiction of this court did fraudulently impersonate the identity of the **Trevor Wallace** a military personnel from Spain by fraudulently sending documents

[Signature]



to one Alina Cotcova through the internet. The documents he claimed emanated from the said Trevor Wallace in order to obtain money from the said Alina Cotcova in order to gain advantage for himself and thereby committed an offence contrary to section 22 (2) (b) (II) of cybercrime prohibition prevention (etc) Act 2015 and punished under section 22 (2) (b) (IV) of the same Act.

The charge was read and explained to the Defendant by the Court's Registrar in English language. The Defendant said he understood the charge and pleaded guilty to the offence.

Having pleaded guilty, the prosecution then moved the court to convict the defendant accordingly under section 274 (2) of Acja.

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MARRS-E-D

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The Defence counsel did not have objection to this court.

Learned counsel for the prosecution I. M. Elodi further urged the court while sentencing the Defendant to consider the plea bargain agreement dated 1/3/2023 signed by the prosecution and the defence under section 270 (1) of Acja. This the defence did not have objection. In fact the Defendant himself stated affirmatively that he is aware of the plea bargain agreement.

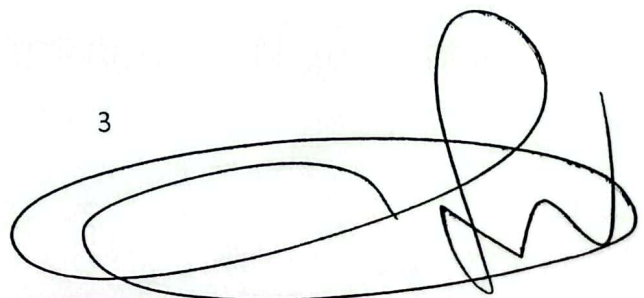
This is in line with the provisions of section 270 (10) of Acja.

The court having been satisfied that the Defendant knows the implication of his plea, I have no other option then to convict the Defendant accordingly.

The Defendant is hereby convicted of the one count amended charge dated 1/3/2023. See section 274 (2) of Acja.

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NAME O.B. R.F. O. S.
SIGN
DATE 26/5/23
FEDERAL HIGH COURT

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A large, stylized handwritten signature in black ink, consisting of several loops and a long horizontal stroke.

In line with the plea bargain agreement signed between the parties dated 1/3/2023, I hereby sentence the convict as follows:-

1. The convict Gift Inedegbor Eseho is hereby sentenced to 6 months imprisonment with effect from 22/11/2022 and a fine of Five Hundred Thousand Naira (N500,000.00).
2. The convict Iphone X WITH IMEI No. 353042091059811 used in perpetrating the crime is hereby forfeited to federal Government of Nigeria and shall be disposed of by public auction and the proceeds deposited in the Federation account.

Again nothing in this Judgment shall preclude the prosecution from proceeding to attach and forfeit to the Federal Government of Nigeria any property

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NAME: DR. B. O. F.
SIGN: [Signature]
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ABUJA



that may be traced to the Defendant as having been purchased with proceeds of the crime with which he is herein convicted.

The convict shall undertake in writing to be of good behaviour and desist from committing such criminal Acts.

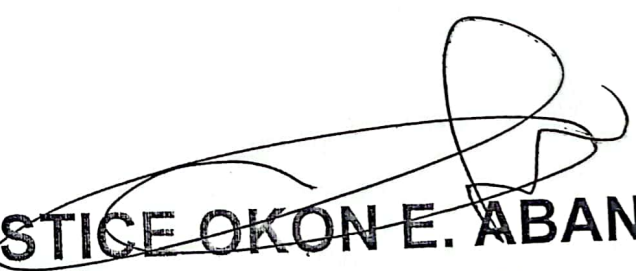
I so hold.


HON. JUSTICE OKON E. ABANG
PRESIDING JUDGE
6/3/2023

APPEARANCES:

- I. M. Elodi for the persecution.
- A. S. Akinfolarin Esq. for the Defendant.

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WARRI


HON. JUSTICE OKON E. ABANG
PRESIDING JUDGE
6/3/2023

