

IN THE HIGH COURT OF JUSTICE OF BAUCHI STATE
IN THE BAUCHI JUDICIAL DIVISION
HOLDEN AT BAUCHI

BETWEEN:

SUIT NO BA/03C/2022

FEDERAL REPUBLIC OF NIGERIA.....COMPLAINANT

AND

BABA SULAIMAN DARAZO.....DEFENDANT

14.....02.....2022

Parties- Defendant in court

APPEARANC;

A.Y.MUNTAQA - for the complainant

BATA IBRAHIM - For the Defendant

MUNTAQA- Before the court are two charges, the 1st one dated 4/01/2022 and filed on 6/01/2022, while the 2nd is dated 2/02/2022 and filed on 14/02/2022. I apply for the former to be substituted with the later and for the one dated 2/02/2022 to be extant charge before the court

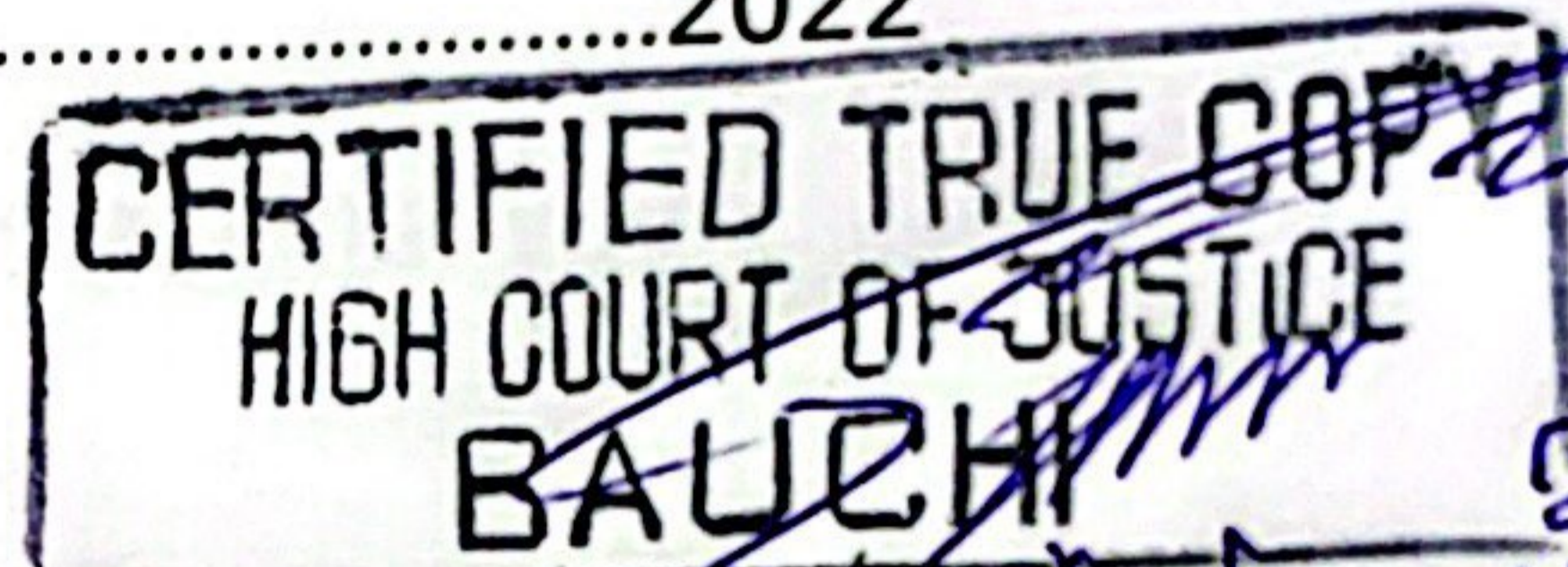
COURT- The complainant charge against the defendant dated 4/01/2022 and filed on 6/02/2022 is hereby struck out on the option of the learned counsel for the complainant.

SDG

HON. JUSTICE MU'AZU ABUBAKAR

JUDGE

MUNTAQA- Before the court is a charge dated 2/02/2022 and filed on 14/02/2022 accompanying the charge is an affidavit of investigation, written case summary list of documents and witnesses intend to be relied



B. Ado Adamu
R. High Court
24-7-2022
R. CNW. 94601

upon and called by the prosecution in this case, I urge the court to accept the count charge against the defendant. And also to cause the charge to be read to the defendant.

COURT- Application by the complainant to accept its charge is granted. Consequent upon that the charge against the defendant shall be read to his understanding for the purpose taking his plea.

SDG

HON. JUSTICE MU'AZU ABUBAKAR

JUDGE

COUNT ONE

COURT_ Do you understand the charge against you

DEFENDANT- I understand

COURT- Did you commit the offence

DEFENDANT- I am guilty

MUNTAQA- Due to the plea of guilty by the defendant I urged you to convict the defendant summarily

COURT- The defendant having pleaded guilty to the count charge against, I hereby convict the defendant for the commission of the offence under section 320 of the penal code law, and punishable under section 322 of the same law.

SDG

HON. JUSTICE MU'AZU ABUBAKAR

JUDGE

IBRAHIM- We humbly urged this court to temper justice with mercy for the defendant having pleaded guilty without wasting the court time, he also lose his job, cause, and having some health challenges to consider these when sentencing the defendant.

CERTIFIED TRUE COPY
HIGH COURT OF JUSTICE 2
BAUCHI

24/7/23
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MUNTAQA-To our knowledge, he is a first time offender, and he has commenced restitution. We have an application pursuant to section 78 of the penal code which empowers this court in addition to the penalty to order restitution in favour of the victim.

As it remains N430,000.00 for him to settle the victim.

COURT- After considering the submission of the learned defendant counsel urging this Hon. Court to temper justice with mercy in sentencing the defendant, Based on the reasons stated by the learned counsel, and the response made by the learned complainant counsel, I hereby sentence you BABA SULEIMAN DARAZO to two years imprisonment with option of N100,000 fine.

That you shall also in line with section 78 of the penal code law retribute the victim the sum of N430, 000 within one year from today

SDG

HON. JUSTICE MU'AZU ABUBAKAR

JUDGE

CERTIFIED TRUE COPY
HIGH COURT OF JUSTICE
BAUCHI

B7 Ato Adamu
Reg. High Court Bauchi
24-7-2023.

IN THE HIGH COURT OF JUSTICE OF BAUCHI STATE
IN THE BAUCHI JUDICIAL DIVISION
HOLDEN AT BAUCHI

BA/039/22

CHARGE NO: HC/BAU/ C/2022

BETWEEN:

FEDERAL REPUBLIC OF NIGERIA COMPLAINANT

AND

BABA SULAIMAN DARAZO DEFENDANT

THE CHARGE

COUNT 1

That you, **BABA SULAIMAN DARAZO** sometime in March, 2021 at Bauchi, Bauchi State within the Jurisdiction of this Honourable Court, with intent to defraud, did obtain money the sum of **Four Hundred and Thirty Thousand Naira (N430,000.00)** from **Y. K. Priority a Subsidiary Company of Task System Limited** by falsely representing that, the said sum was meant for facilitation of contract for the supply of 5,000 Units of laptop, which representation you knew to be false, and thereby committed an offence contrary to the provision of **Section 1 (1) (a) of the Advance Fee Fraud and other Fraud Related Offences Act, 2006** and punishable under section 1 (3) of the same Act.

COUNT 2

That you, **BABA SULAIMAN DARAZO** sometime in March, 2021 at Bauchi, Bauchi State within the Jurisdiction of this Honourable Court, with intent to defraud, did obtain money the sum of **Seventy Thousand Naira (N70,000.00)** from **Y. K. Priority a Subsidiary Company of Task System Limited** by falsely representing that, the said sum was meant for facilitation of contract for the supply of 5,000 Unit of laptop, which representation you knew to be false, and thereby committed an offence contrary to the provision of **Section 1 (1) (a)**

REGISTRAR PROCESS
HIGH COURT OF JUSTICE
BAUCHI STATE

FEB. GOVT. ACTION

[Handwritten Signature]

of the Advance Fee Fraud and other Fraud Related Offences Act, 2006 and punishable under section 1 (3) of the same Act.

COUNT 3

That you, **BABA SULAIMAN DARAZO** sometime in November, 2019 at Bauchi, Bauchi State within the Jurisdiction of this Honourable Court, did fraudulently make a forged document to wit: AWARD LETTER FOR THE SUPPLY OF 5,000 UNITS OF LAPTOPS Addressed to Task System Limited purported to have emanated from AUPCTRE Judiciary Branch, Bauchi with Reference No. AUP/HC/BH/SC/VOL./12 dated 19th day of November, 2020, which documents you knew to be forged and **thereby committed an offence contrary to the provision of section 363 of the Penal Code and punishable under section 364 of the Same Code.**

COUNT 4

That you, **BABA SULAIMAN DARAZO** sometime in December, 2020 at Bauchi, Bauchi State within the Jurisdiction of this Honourable Court, did fraudulently make a forged document to wit: MANAGEMENT GUARANTEE Addressed to Y. K. Priority Limited purported to have emanated from the Office of the Chief Registrar Bauchi State Judiciary dated 1st day of December, 2020, which documents you knew to be forged and **thereby committed an offence contrary to the provision of section 363 of the Penal Code and punishable under section 364 of the Same Code.**

COUNT 5

That you, **BABA SULAIMAN DARAZO** sometime in December, 2020 at Bauchi, Bauchi State within the Jurisdiction of this Honourable Court, did fraudulently make a forged document to wit: IRREVOCABLE STANDING PAYMENT ORDER (ISPO) Addressed to Y. K. Priority Limited purported to have emanated from the Office of the Chief Registrar Bauchi State Judiciary dated 1st day of December, 2020, which documents you knew to be forged and **thereby committed**

an offence contrary to the provision of section 363 of the Penal Code and punishable under section 364 of the Same Code.

COUNT 6

That you, **BABA SULAIMAN DARAZO** sometime in November, 2019 at Bauchi, Bauchi State within the Jurisdiction of this Honourable Court, fraudulently had in your possession a forged document to wit: AWARD LETTER FOR THE SUPPLY OF 5,000 UNITS OF LAPTOPS Addressed to Task System Limited purported to have emanated from AUPCTRE Judiciary Branch, Bauchi with Reference No. AUP/HC/BH/SC/VOL./12 dated 19th day of November, 2020, which documents you knew to be forged and intended same to be dishonestly used as genuine, **thereby committed an offence contrary to and punishable under the provision of section 368 of the Penal Code.**

COUNT 7

That you, **BABA SULAIMAN DARAZO** sometime in December, 2020 at Bauchi, Bauchi State within the Jurisdiction of this Honourable Court, fraudulently had in your possession a forged document to wit: MANAGEMENT GUARANTEE Addressed to Y. K. Priority Limited purported to have emanated from the Office of the Chief Registrar Bauchi State Judiciary dated 1st day of December, 2020, which documents you knew to be forged and intended same to be dishonestly used as genuine, **thereby committed an offence contrary to and punishable under the provision of section 368 of the Penal Code.**

COUNT 8

That you, **BABA SULAIMAN DARAZO** sometime in December, 2020 at Bauchi, Bauchi State within the Jurisdiction of this Honourable Court, fraudulently had in your possession a forged document to wit: IRREVOCABLE STANDING PAYMENT ORDER (ISPO) Addressed to Y. K. Priority Limited purported to have emanated from the Office of the

Chief Registrar Bauchi State Judiciary dated 1st day of December, 2020, which documents you knew to be forged and intended same to be dishonestly used as genuine, **thereby committed an offence contrary to and punishable under the provision of section 368 of the Penal Code.**

COUNT 9

That you, **BABA SULAIMAN DARAZO** sometime in November, 2019 at Bauchi, Bauchi State within the Jurisdiction of this Honourable Court, did fraudulently use as genuine a forged document to wit: AWARD LETTER FOR THE SUPPLY OF 5,000 UNITS OF LAPTOPS Addressed to Task System Limited purported to have emanated from AUPCTRE Judiciary Branch, Bauchi with Reference No. AUP/HC/BH/SC/VOL./12 dated 19th day of November, 2020, which documents you knew to be forged and intended same to be dishonestly used as genuine, **thereby committed an offence contrary to the provision of section 366 of the Penal Code and punishable under section 364.**

COUNT 10

That you, **BABA SULAIMAN DARAZO** sometime in December, 2020 at Bauchi, Bauchi State within the Jurisdiction of this Honourable Court, did fraudulently use as genuine a forged document to wit: MANAGEMENT GUARANTEE Addressed to Y. K. Priority Limited purported to have emanated from the Office of the Chief Registrar Bauchi State Judiciary dated 1st day of December, 2020, which documents you knew to be forged and intended same to be dishonestly used as genuine, **thereby committed an offence contrary to the provision of section 366 of the Penal Code and punishable under section 364.**

COUNT 11

That you, **BABA SULAIMAN DARAZO** sometime in December, 2020 at Bauchi, Bauchi State within the Jurisdiction of this Honourable Court, did fraudulently use as genuine a forged document to wit: IRREVOCABLE STANDING PAYMENT ORDER (ISPO) Addressed to Y. K. Priority Limited purported to have emanated from the Office of the Chief Registrar Bauchi State Judiciary dated 1st day of December, 2020, which documents you knew to be forged and intended same to be dishonestly used as genuine, **thereby committed an offence contrary to the provision of section 366 of the Penal Code and punishable under section 364.**

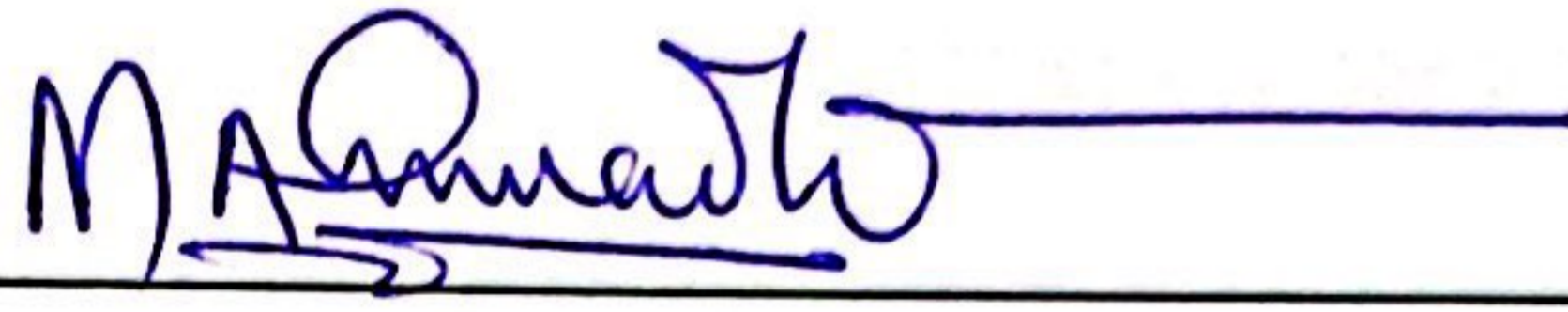
COUNT 12

That you, **BABA SULAIMAN DARAZO** sometime in December, 2020 at Bauchi, Bauchi State within the Jurisdiction of this Honourable Court, did fraudulently make a forged seal to wit: RUBBER STAMP in favour of Y. K Priority Limited purported to have emanated from the Office of the Chief Registrar Bauchi State Judiciary with dated 1st day of December, 2020, which documents you knew to be forged and intended same to be dishonestly used as genuine, **thereby committed an offence contrary to and punishable under the provision of section 367 of the Penal Code.**

COUNT 13

That you, **BABA SULAIMAN DARAZO** sometime in December, 2020 at Bauchi, Bauchi State within the Jurisdiction of this Honourable Court, did fraudulently make a forged seal to wit: RUBBER STAMP in favour of Y. K Priority Limited purported to have emanated from the Director Finance and Account, Bauchi State Judiciary dated 1st day of December, 2020, which documents you knew to be forged and intended same to be dishonestly used as genuine, **thereby committed an offence contrary to and punishable under the provision of section 367 of the Penal Code.**

DATED THE 4TH DAY OF JANUARY, 2022



K.M.A OLUSHESI ESQ

✓ A. Y. MUNTAQA ESQ

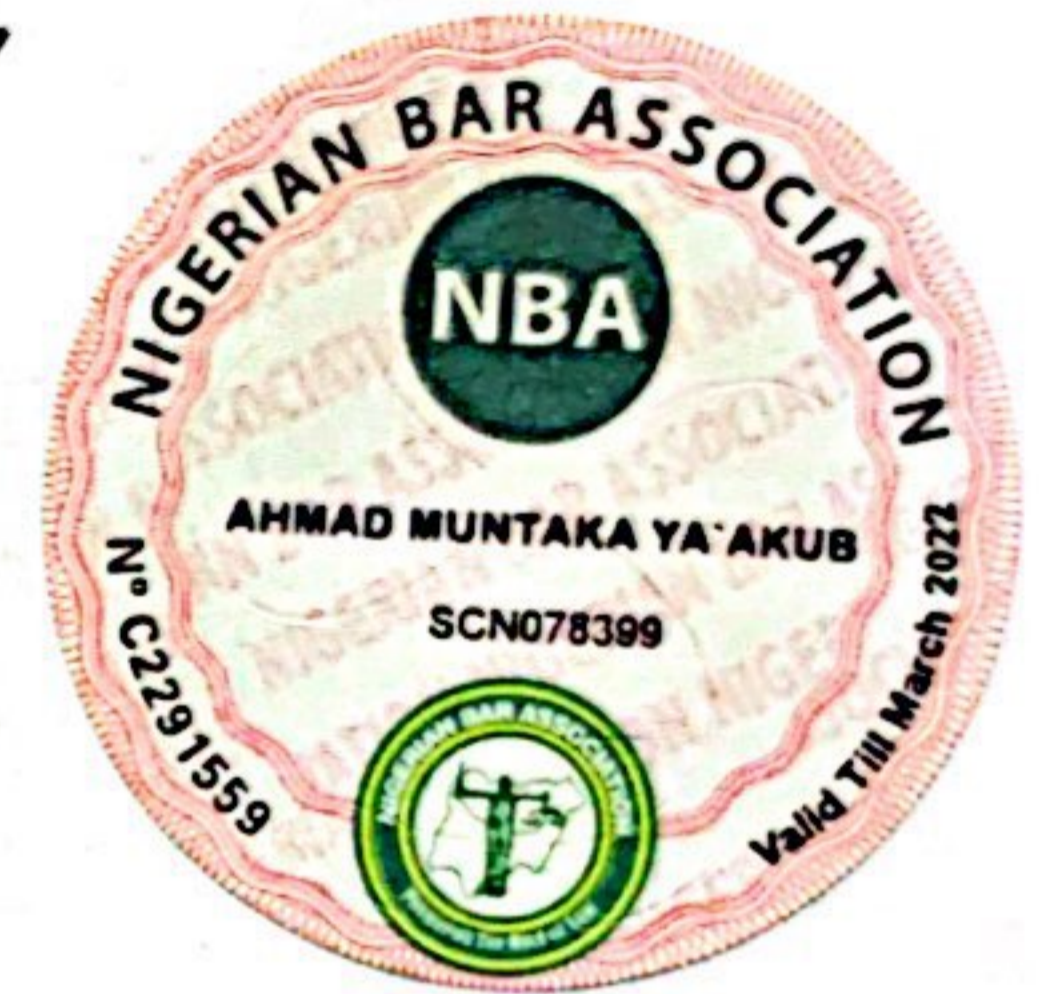
ECONOMIC AND FINANCIAL CRIMES COMMISSION,

NO. 4 EFCC STREET, NEW G.R.A. GOMBE,

GOMBE STATE

08034660631

For service on the Defendant



IN THE HIGH COURT OF JUSTICE OF BAUCHI STATE
IN THE BAUCHI JUDICIAL DIVISION
HOLDEN AT BAUCHI

CHARGE NO: HC/BAU/ C/2022

BETWEEN:

FEDERAL REPUBLIC OF NIGERIA COMPLAINANT

AND

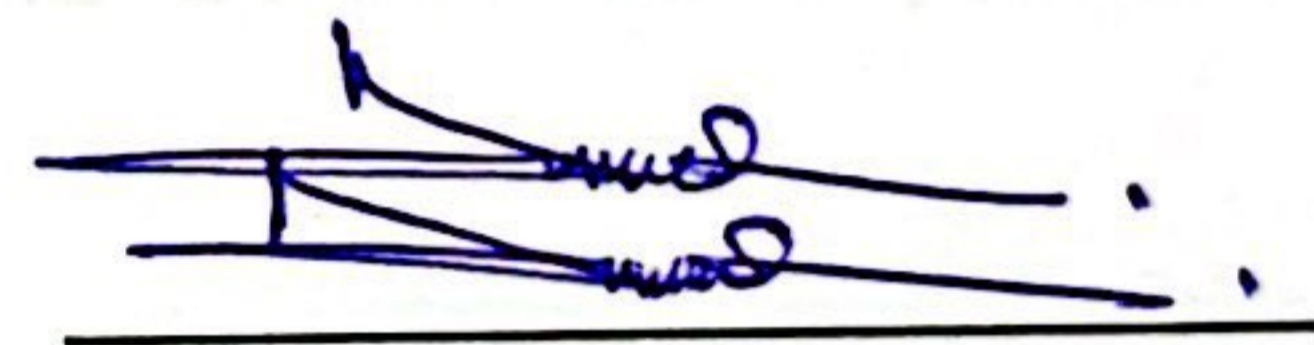
BABA SULAIMAN DARAZO DEFENDANT

AFFIDAVIT OF INVESTIGATION

I, **Absalom Joel Kanus**, Male, Christian, Adult, Nigerian, an Operative with the Economic and Financial Crimes Commission of No. 4 EFCC Street, New G.R.A. Gombe, do hereby make Oath and states as follows:

1. That, I am an Investigation Officer attached to the Operations Department of the Economic and Financial Crimes Commission Gombe Zonal Office.
2. That, I am part of the team that investigated the case of the Defendant.
3. That, by virtue of my position as aforesaid, I am familiar with the facts of this case and the facts deposed herein in the Affidavit.
4. That, I have the consent and authority of the Complainant to depose to this Affidavit.
5. That, I know as a fact that, on the 29th day of January, 2021 a complaint was received by our office and same was assigned to our team for investigation.
6. That the complaint was pertaining to the offence of obtaining by false pretence, forgery and issuance of a Dud cheque.
7. That in the course of the investigation series of letters were written to various institutions and responses were dully received by the complainant.
8. That, I know as a fact that our team did investigate the case.

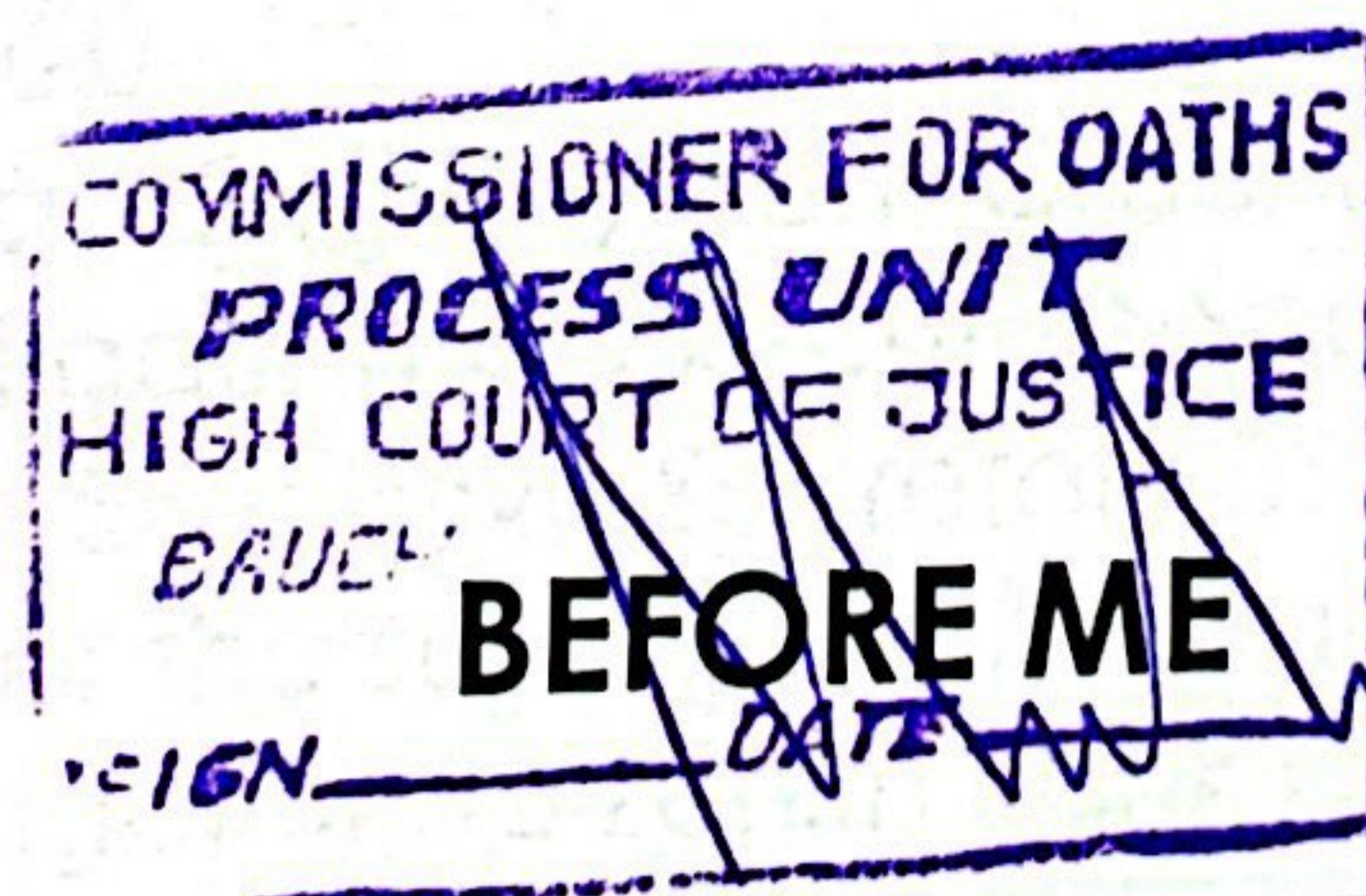
9. That after the investigation, the investigation linked the Defendant with the commission of the offence.
10. That after the conclusion of the investigation, the case file was duplicated to the Legal Department for Advice and possible prosecution.
11. That, at the Legal Department, the case was assigned to A. Y. Muntaqa Esq for advice.
12. That I was informed by A. Y. Muntaqa Esq a Counsel directly handling this case on the 4th day of January, 2022 in our office in the course of further briefing at around 08: 00hours and I verily believed him as follows:
- (a) That, from the investigation carried out, a prima facie case was made against the Defendant.
 - (b) That, investigation linked the Defendant with the offence with which he was charged.
 - (c) That from the investigation carried out there are enough facts to make a case against the Defendant.
13. That, I depose to this Affidavit in good faith believing its contents to be true, correct and in accordance with the Oaths Act, 2004 (as amended).



Deponent

Sworn to at the High Court Registry, Bauchi, Bauchi State.

DATED THE 06th DAY OF JANUARY, 2022



COMMISSIONER FOR OATHS

IN THE HIGH COURT OF JUSTICE OF BAUCHI STATE
IN THE BAUCHI JUDICIAL DIVISION
HOLDEN AT BAUCHI

CHARGE NO: HC/BAU/ C/2022

BETWEEN:

FEDERAL REPUBLIC OF NIGERIA COMPLAINANT

AND

BABA SULAIMAN DARAZO DEFENDANT

NOTICE OF SERVICE OF TRIAL DOCUMENTS

TAKE NOTICE THAT, the prosecution in the above mentioned Charge hereby give Notice to effect service on the Defendant of the documents to be relied upon at the trial of the above captioned case.

1. THE WRITTEN CASE SUMMARY.....copied

The brief facts or summary of the case are as contained in the affidavit of investigation as well as the documentary evidence attached to this charge.

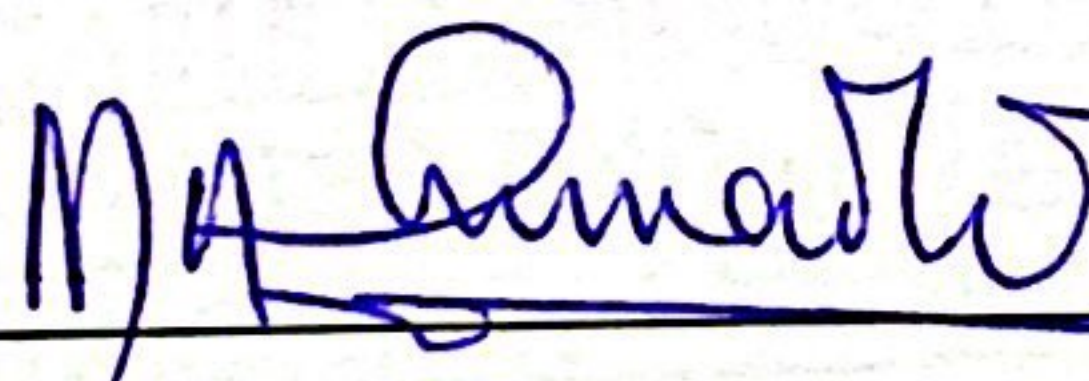
2. PRECIE OF DOCUMENTARY EVIDENCE TO WIT:

1. Petition Dated the 29th January, 2021
2. Statement of the witnesses
3. Statement of the Defendant
4. Report of the DSS Dated the 11th January, 2021
5. Illegal Issuance of Management Guarantee dated 17th December, 2020
6. Irrevocable Standing Payment Order (ISPO)
7. Letter of Investigation to Executive Secretary BSJSC
8. Response from Executive Secretary BSJSC with attachment.
9. Award Letter for the supply of 5,000 laptop
10. Letter of investigation to Zenith Bank Plc
11. Response from Zenith Bank Plc
12. Any other relevant documents and exhibits.....copied

3. LIST OF WITNESSES:

- (a) Elder Kure Babson contractor –consultant
- (b) Nana Fatima JibrilSecretary SJSC
- (c) Babagana Alhaji ...Director Finance Bauchi State Judiciary
- (d) Hussaini Isah AhmadChief Store Officer
- (e) Abdulhameed Muhammad....Staff Officer Bauchi State Judiciary
- (f) Emmanuel Danjumba Subilim Esq....Chief Registrar Bauchi
- (g) Usman Bello Abdurahman... Secretary AUPCTRE Bauchi State Judiciary Branch.
- (h) Representative of Zenith Bank Plc
- (i) Representative of the DSS Office, Bauchi
- (j) Detective Absalom Joel Kanus
- (k) Detective Alabi Olayina
- (l) Detective Muhammad Abdullahi

DATED THE 4TH DAY OF JANUARY, 2022



K.M.A OLUSHESI ESQ

✓ A. Y. MUNTAQA ESQ

**ECONOMIC AND FINANCIAL CRIMES COMMISSION,
NO. 4 EFCC STREET, NEW G.R.A. GOMBE,
GOMBE STATE
08034660631**

For service on the Defendant