

**IN THE FEDERAL HIGH COURT OF NIGERIA
IN THE ASABA JUDICIAL DIVISION
HOLDEN AT ASABA
ON MONDAY, THE 29TH DAY OF NOVEMBER, 2021
BEFORE HIS LORDSHIP, THE HON. JUSTICE F. A. OLUBANJO
JUDGE**

CHARGE NO: FHC/ASB/64C/21

BETWEEN:

FEDERAL REPUBLIC OF NIGERIA COMPLAINANT

AND

CHRISTOPHER MOMODU AHMED DEFENDANT

Defendant in court

F.A Jirbo with K.Y Bello for the Prosecution

Pascal Ugbone with A.S Adesheila for the Defendant

PROSECUTING COUNSEL: Before your lordship is a one count charge. We apply that the charge be read to the defendant for his plea to be taken.

[Defendant in dock, unfettered]

[Defendant speak and understand English language]

Charge read to the defendant in English language, the charge was interpreted in Pidgin English and explained to the defendant.

Defendant understands the charge read and pleads as follows:

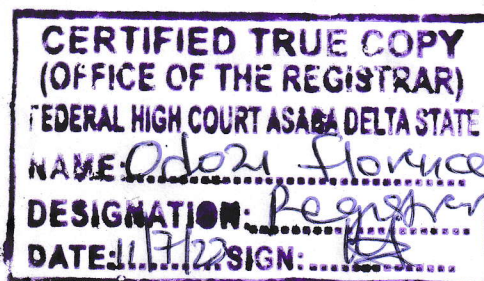
Defendant pleads guilty to the charge.

COURT: Are you aware of the plea bargain agreement?

DEFENDANT: Yes My Lord.

COURT: Did you sign voluntarily?

DEFENDANT: Yes My Lord,

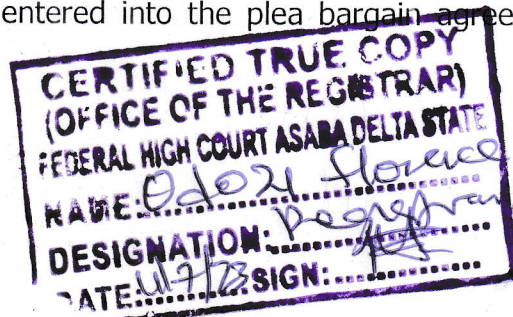


DEFENDANT COUNSEL: He understand fully the importance of the plea bargain. He has shown remorse My Lord, and has been counseled that there is no short court to getting rich.

PROSECUTING COUNSEL: In view of the plea of the defendant, we have a plea bargain agreement prepared. I most humbly apply that this Honourable Court accept the plea bargain in convicting the defendant. I urge your lordship to apply section 270 subsection 9 and 10A of the Administration of Criminal Justice Act, 2015 in convicting and sentencing the defendant based on their plea of guilt as contained in the plea bargain entered to. We also refer to section 356 subsection 2 of the same Administration of Criminal Justice Act, 2015 and refer to the case of Dongtoe Vs Civil Service Commission of Plateau State, 2001 LPELR - 959 SC also cited in 2001 9 NWLR part 717, 132 @ 159 paragraphs E - F. We urge the court to convince and sentence the defendant

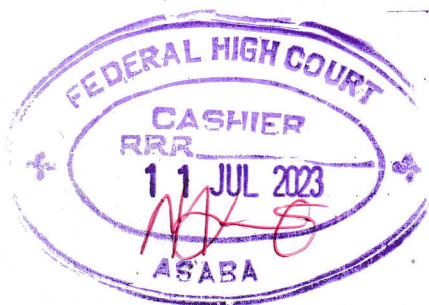
[Prosecuting counsel show the court the statement of account referred to in Paragraph 4 of the Plea Bargain Agreement. A first bank Account number, 3117677398 which had a closing balance of 28,863.95 as at 31st October, 2021 also of Zenith Bank Account No 2250835377 which had a closing balance of 173,442.52 as at 12th September, 2021]

COURT: I have carefully considered the provisions of sections 22 [2] [b] [iv] and 27 [1] [b] of the cybercrime [prohibition, prevention etc] Act 2015 as well as the provision of section 270 [a] and [10] [a] and 356 [2] of the Administration of Criminal Justice Act, 2015 in the light of the defendant's plea of guilty to the essential element of the offense stated on the charge dated 27th October, 2021 and filed on 28th October, 2021. I am convinced that the defendant intended to plead guilty and that he voluntarily entered into the plea bargain agreement dated



14th October, 2021. I have read the proof of evidence and sighted the statement of the accounts listed at paragraph 4 of the plea bargain agreement and I am satisfied that the said plea bargain agreement meets the justice of this case. Defendant is found guilty as charged. He is sentenced to a term of 5 years in the custody of the Nigeria Correctional Service with option of 1 million Naira fine which shall be paid into the accounts in which fines levied by this court are paid. Convict shall forfeit the properties and items listed at paragraphs 3 and 5 of the plea bargain agreement as well as the balance in the bank account listed at paragraph 4 thereof to the Federal Government of Nigeria through EFCC. This order shall not operate to foreclose the EFCC from applying to court for the forfeiture of any assets or properties subsequently traced to the convict which are not herein mentioned. Convict shall make a written undertaking to be of good behavior and desist from criminal activities

**PROCEEDINGS PREPARED & ARRANGED BY
ADEWUMI O.F
OFFICIAL COURT REPORTER
29th Day of November, 2021**



RRR-1208-6414-0276

