

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

CHARGE NO: FHC/ASB/90C/2021

BETWEEN

FEDERAL REPUBLIC OF NIGERIA COMPLAINANT
AND
CYRIL CHUKWUNETA OSITA (M) DEFENDANT

ENROLLED ORDER

UPON THIS CHARGE dated 25th November, 2021
but filed on 26th November, 2021.

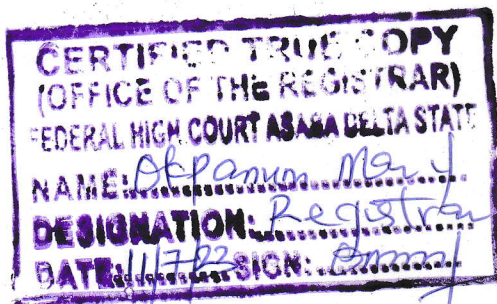
Count 1

That you **CYRIL CHUKWUNETA OSITA (M)** sometime between 2017 to 2020 at Delta State within the jurisdiction of this Honourable Court with intent to defraud, sent electronic message which materially misrepresent your identity to **Terry Pyne Tree**, American lady upon which she relied and suffered financial loss in the sum of ₦7,507,500.00 (Seven Million, Five Hundred and Seven Thousand, Five Hundred Naira) and thereby committed an offence contrary to and punishable under Section 14(2) of the Cybercrime (Prohibition etc.) Act 2015.

The Defendant having pleaded GUILTY to the Charge.

AND AFTER HEARING *Francis .A. Jirbo Esq* with *K.Y. Bello Esq* for the prosecution applying that the Plea Bargain Agreement dated 25th November, 2021 but filed 26th November, 2021 be made the Judgment of the Court.

1.



F. A. OLUBANJO
PRESIDING JUDGE

AND *Etomike Ndigwe Esq* for the Defendant not opposing.

IT IS HEREBY ORDERED AS FOLLOWS:

1. Defendant is found **GUILTY** as Charged.
2. He is sentenced to 5 (Five) Years Imprisonment in the custody of the Nigerian Correction Service (NCS) with option of ₦300,000.00 (Three Hundred Thousand Naira) fine payable into the account which fines levied by this Court are paid.
3. The Convict shall forfeit the sum of money in the Bank account stated at paragraph 3 of the Plea Bargain Agreement and shall forfeit the items listed at paragraph 4 thereof; to wit:
 - (i) Eco Bank, Account Number: 2152074967
 - (ii) One gold iphone 11 Pro Max with IMEI Number: 353903102510698.
4. Paragraphs 5 and 6 of the Plea Bargain Agreement are also made the Judgment of this Court to wit:
 - (i) The conviction of the Defendant and forfeiture of the above listed assets and properties shall not operate as a foreclosure against the Commission (EFCC) from applying to the Court for forfeiture of any other assets/property(ies) subsequently traced to the Defendant as proceeds of crime with which he is charged and convicted not mentioned here.
 - (ii) The Defendant shall make an undertaking in writing to be of good behaviour.



Plaintiff

ISSUED AT ASABA, under the seal of the Court and
the Hand of the Presiding Judge this 8th day of
December, 2021.

[Signature]

**EFFIME E. AGAMGBOR
REGISTRAR**

**CERTIFIED TRUE COPY
(OFFICE OF THE REGISTRAR)
FEDERAL HIGH COURT ASABA DELTA STATE
NAME: Okpanun Mary
DESIGNATION: Registrar
DATE: 11/7/23 SIGN: [Signature]**

FEDERAL HIGH COURT
CASHIER
RRR
11 JUL 2023
ASABA

3.

RRR-1208-644-0276