

IN THE FEDERAL HIGH COURT OF NIGERIA
IN THE WARRI JUDICIAL DIVISION
HOLDEN AT WARRI
ON MONDAY THE 6TH DAY OF JUNE, 2022
BEFORE HIS LORDSHIP, HON. JUSTICE OKON E. ABANG
JUDGE

CHARGE NO. FHC/WR/55C/2022

BETWEEN:

FEDERAL REPUBLIC OF NIGERIA :::COMPLAINANT

AND

OSSIEN GODWIN ISIOMA :::::::::::DEFENDANT

J U D G M E N T

The Defendant was initially arraigned before this court on 6/6/2022 on a 4 count charge dated 9/5/2022 to the effect that the Defendant with intent to defraud send electronic messages materially misrepresenting facts through the internet to unsuspecting



CERTIFIED TRUE COPY
NAME OF CLERK: O. GRACE
SIGN: [Signature]
DATE: 28/7/23
FEDERAL HIGH COURT
WARRI

victim which electronic messages they relied and caused them to suffer financial loss of Seven Million Naira (N7,000,000.00) and thereby committed an offence contrary to section 14(2) of the Cybercrime Prohibition Prevention etc Act 2015 and punishable under the same section, The Defendant in the other count in the charge was also accused of using his instagram account to defraud unsuspecting victims of their valuable. The Defendant pleaded not guilty to the 4 count charge dated 9/5/2022. He was admitted to bail, remanded in custody to enable him perfect the bail conditions. The matter was then adjourned to 26/10/2022 for trial without fail.

ERTIFIED TRUE COPY
NAME: O. GRACE
SIGN: O. GRACE
DATE: 28/7/23
FEDERAL HIGH COURT
WARRI S.E.D

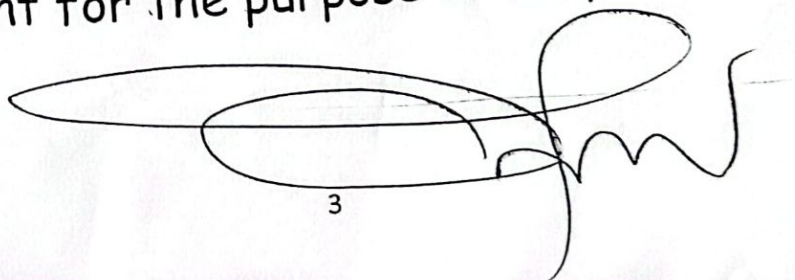
However on 5/10/2022 learned counsel for the prosecution I.M. Elodi in the diligent discharge of her professional duty moved the court to abridge the time for the hearing of this matter.

The court found her application to have merit and the date was then abridged from 26/10/2022 till today for trial in this matter.

Then when the matter was called today learned counsel for the prosecution then drew the court's attention to one count amended charge dated 19/8/2022 and then prayed the court to read the amended one count charge to the

Defendant for the purpose of his plea afresh.

CERTIFIED TRUE COPY
NAME OBIRE O. GRACE
SIGN GRACE
DATE 28/7/23
FEDERAL HIGH COURT
WARRI S.E.O



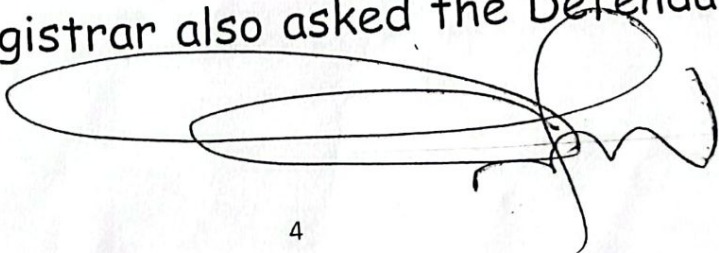
3

The Defendant counsel had no objection to the prosecution application.

The one count amended charge was read to the Defendant in English Language by the court's Registrar the Defendant then pleaded guilty.

Having pleaded guilty, learned counsel for the prosecution being properly sensed of the provisions of section 270 1 & 2 of ACJA then referred the court to the plea bargain agreement signed between the parties and then urged the court to accept same and act on it. Learned defence counsel had no objection. The

court's Registrar also asked the Defendant if he



CERTIFIED TRUE COPY
JAMES O. BIRE, D. GRACE
SIGN _____
DATE 28/7/23
FEDERAL HIGH COURT
WARRI

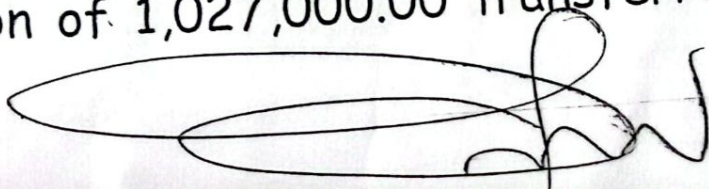
was forced to sign the plea bargain agreement.

The Defendant answered in the negative.

I have considered the plea bargain agreement dated 19/8/2022. I think under section 270(1 & 2) of ACJA parties can compromise their rights and under the law and sign agreement to that effect.

The court accepts the plea bargain and shall act on it accordingly I so hold.

The court hereby finds the Defendant guilty and accordingly convicted as charged. The convict having pleaded guilty to the charge that he took possession of 1,027,000.00 transferred into his

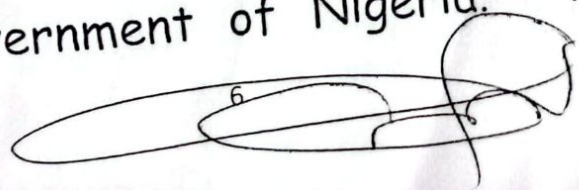


CERTIFIED TRUE COPY
NAME O.B. N. S. GRACE
SIGN 
DATE 28/7/23
FEDERAL HIGH COURT
WARRIS-E-O

bank account No. 2110464598 domiciled in zenith bank by one Omoghon Destiny which funds he knew forms part of unlawful act to wit internet fraud and thereby committed an offence contrary to section 18(1)(d) of EFCC Establishment Act and provisions under section 18(2) of the same act.

The convict is hereby sentenced to one year imprisonment with effect from today or pay fine of One Million Naira to Federal Government of Nigeria.

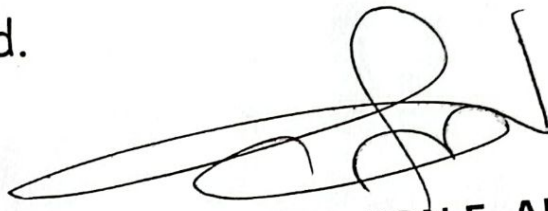
The convict's two iphone purchased with proceeds of the crime are hereby forfeited to Federal Government of Nigeria. The convict



CERTIFIED TRUE COPY
NAME: O. S. O. GRACE
SIGN: [Signature]
DATE: 28/7/23
FEDERAL HIGH COURT
LAGOS STATE

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
13/10/2022

APPEARANCES:

CERTIFIED TRUE COPY
NAME OBIRE, O. GRACE
SIGN [Signature]
DATE 28/7/23
FEDERAL HIGH COURT
WARRI S.E.O

I.M. ELODI:- for the prosecution.

A.J. ONNUNAJE:- for the Defendant



HON. JUSTICE OKON E. ABANG
PRESIDING JUDGE
13/10/2022

FEDERAL HIGH COURT
CASHIER'S OFFICE
DATE 28/7/23
WARRI

1208-7307-1693