

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

CHARGE NO. FHC/ASB/12C/2022

BETWEEN:

FEDERAL REPUBLIC OF NIGERIA

.....

COMPLAINANT

AND

OLISEH EMEKA

.....

DEFENDANT

ENROLMENT OF ORDER

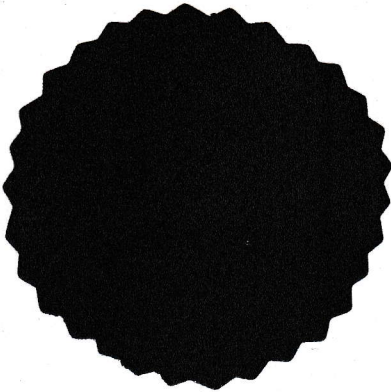
UPON THIS AMENDED CHARGE dated 9th February, 2023
but filed 10th February 2023.

COUNT 1

That you **OLISEH EMEKA (M)** sometime between February, 2020 and 23rd May, 2022 in Asaba, Delta State within the jurisdiction of this Honourable Court did fraudulently impersonate the identity of JEFFERY SCOTT with the intent to obtain money and thereby committed an offence contrary to **Section 22(2) (b) (ii)** of the **Cybercrime (Prohibition Prevention etc) Act, 2015** and punishable under **Section 22(2) (b) (iv)** of the same Act.

The Defendant having pleaded guilty to the charge.

AND THE COURT AFTER hearing Francis .A. Jirbo Esq with K.Y Bello Esq for the Prosecution apply the Plea Bargain Agreement dated and 9th February 2023 but filed 10th February 2023 be made the Judgment of the Court and **G.O Okoro Esq** for the Defendant not opposing.

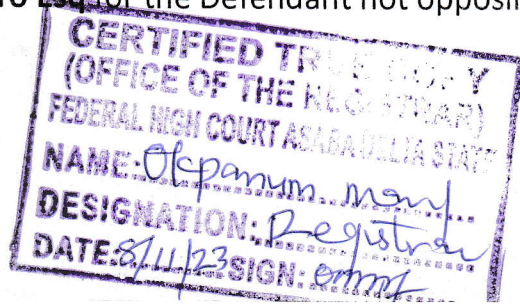


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F. A OLUBANJO
PRESIDING JUDGE



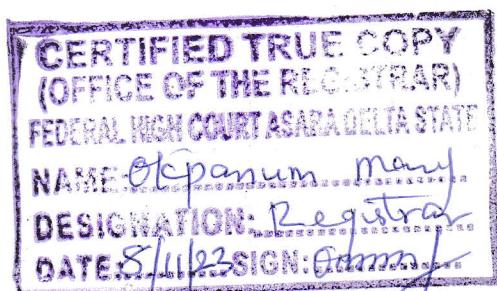
MM-3209-3245-4228



IT IS HEREBY ORDERED AS FOLLOWS:

1. That the Defendant is Guilty as Charged.
2. He is sentenced to 5 (five) years imprisonment in the custody of Nigerian Correctional Service (NCS) with option of N300,000.00 (Three Hundred Thousand Naira) fine, sentence shall commence from today and fine shall be paid into the account in which fines levied by this court are paid.
3. That orders of forfeiture, non-foreclosure and undertaken to be of good behaviour are made in accordance with the terms stated at paragraphs 3, 4 and 5 of the Plea Bargain Agreement dated 9th February 2023 but filed 10th February 2023 to wit:
 - a. The convict shall forfeit one (1) Techno Pouvior 2 with **IMEI NUMBER: 353303104472684** recovered from him as instrumentalities of the crime with which he is convicted to the Federal Government of Nigeria through the Economic and Financial Crimes Commission (EFCC).
 - b. This conviction 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 convict as proceeds of the crime with which he is charged and convicted not mentioned here.
 - c. The convict shall make an undertaking in writing to be of good behaviour.

[Handwritten signature]



[Handwritten signature]

ISSUED AT ASABA, under the Seal of the Court and the Hand of the Presiding Judge this 23rd day of March, 2023.

[Handwritten signature]

**EFFIME EFFIME AGAMGBOR
REGISTRAR**

**CERTIFIED TRUE COPY
(OFFICE OF THE REGISTRAR)
FEDERAL HIGH COURT ASABA DELTA STATE**
NAME: *Okpanun Mau*
DESIGNATION: *Registrar*
DATE: *8/11/23* SIGN: *[Signature]*

**IN THE FEDERAL HIGH COURT OF NIGERIA
IN THE ASABA JUDICIAL DIVISION
HOLDEN AT ASABA
ON THURSDAY, THE 23RD DAY OF MARCH, 2023
BEFORE HIS LORDSHIP, THE HON. JUSTICE F. A. OLUBANJO
JUDGE**

CHARGE NO: FHC/ASB/121C/22

BETWEEN:

FEDERAL REPUBLIC OF NIGERIA COMPLAINANT

AND

OLISEH EMEKA DEFENDANT

Defendant in court

Francis A. Jirbo Esq with K.Y Bello Esq for the Prosecution

G.O Okoro Esq for the Defendant

PROSECUTING COUNSEL: On the last adjourned date, the defendant was arraigned and pleaded guilty to the charge but his counsel who came late to court later informed the court that there was a plea bargain agreement in the court and he intend to change his plea. So we are here today. I apply that the charge be read to him for his plea to be taken.

COURT: Read the charge.

Defendant in dock, unfettered

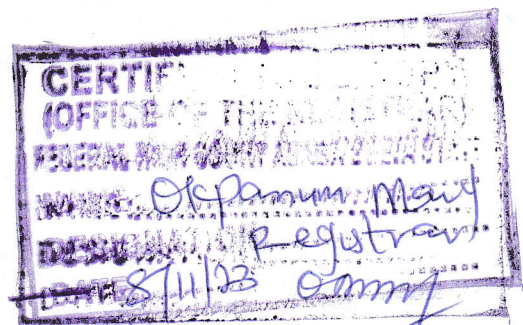
[Defendant speaks and understands English language]

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

Defendant understands the charge read and pleads as follows:

Defendant pleads not guilty to count 1

Defendant pleads not guilty to count 2.



PROSECUTING COUNSEL: The prosecution has filed an amended charge dated 9th February, 2023. We want your lordship to take cognizance of the said charge. The said charge has been served on the defendant ahead of time, I pray your lordship that the charge be read to the defendant for his plea to be taken.

COURT: Charge dated 22nd June, 2022 is substituted with charge dated 9th February, 2023. Read the charge.

Defendant in dock, unfettered

[Defendant speaks and understands English language]

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

Defendant understands the charge read and pleads as follows:

Defendant pleads guilty to the charge

DEFENDANT: I committed the offense.

PROSECUTING COUNSEL: May I humbly apply to correct an error on the plea bargain agreement in the sum stated in words.

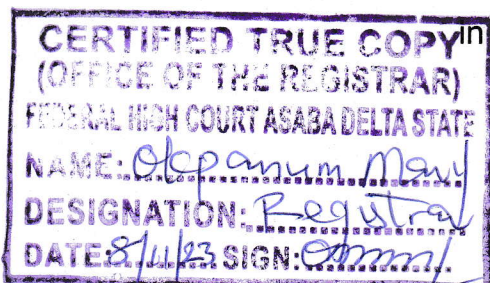
COURT: It is corrected.

PROSECUTING COUNSEL: In view of the plea of the defendant, pursuant to section 270 of the Administration of Criminal Justice Act, 2015 to convict the defendant and sentence him on his plea. Also relying on the plea bargain agreement dated 9th February, 2023 entered between the defendant and the complainant. We urge your lordship to accept the plea bargain.

DEFENDANT COUNSEL: No objection my Lord.

COURT: Defendant having pleaded guilty to the amended charge dated 9th February, 2023 is found guilty as charged. He is sentenced

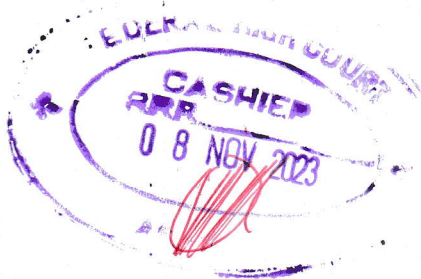
in accordance with paragraph 2 of the plea bargain agreement



dated 9th February, 2023 to a period of 5 years in custody of the Nigeria Correctional Service or the option of 300,000 Naira fine. Paragraph 3,4 and 5 of the Plea bargain agreement are also made the judgement of this court

Adeyemi 7/11/2023

**PROCEEDINGS PREPARED & ARRANGED BY
ADEWUMI O.F
OFFICIAL COURT REPORTER
23rd Day of March, 2023**



AML-3209-3245-4228

