

IN THE HIGH COURT OF JUSTICE OF BAUCHI STATE
IN THE HIGH COURT NO. 3 OF BAUCHI STATE JUDICIARY
HOLDEN AT BAUCHI
BEFORE HIS LORDSHIP HON. JUSTICE M. A. SAMBO (JUDGE)

BETWEEN:

BA/07c/2023

FEDERAL REPUBLIC OF NIGERIA.....COMPLAINANT

AND

YUSUF AMINU.....DEFENDANT
(TRADING UNDER THE NAME AND STYLE OF
YUSUF AMINU GENERAL ENTERPRISES)

17/01/2024

Defendant is absent in Court.

M. O. Tijani for the prosecution.

Tijani – This morning we got a text message from the Defendant counsel Adam Bawa that he will be late to Court, I shall plead for a stand down to the last on the list, so we ask for a stand down.

Court – the case is stood down to the last on the list for mention.

Signed

Judge

17/1/2024

17/1/2024

Defendant is present in Court.

M. O. Tijjani for the prosecution.

Adam Bawa for the Defendant with him is Ishaq Adamu.

Tijjani – it is today for arraignment of the Defendant we have file 2 separate charges bu we like to withdraw one dated 26/12/2023 filed 27/1/2024.

Bawa – No objection.

Court – Accordingly charge filed 27/1/2024 is struck out by the Court.

Tijjani – our 2 count charge is dated 15/1/2024 filed 16/1/2024 it is accompanied by brief fact of the case, affidavit of investigation activities, list of prosecution witnesses, list of document to be relied upon prove of document as prove of evidence. The copy of the said charge be accepted as the formal charge against the Defendant and ordered same to be read the Defendant to take his plea.

Bawa – No objection.

COURT:

This is a 2 count charge filed against the Defendant which is accompanied by the relevant document as listed and restated by counsel to the prosecution. After I have listened to him and having earlier read the entire process with the accompanied document I do hereby accept the charges as a formal complaint against the Defendant. I direct the charge be read out to the Defendant where he takes his plea in the language he speaks and understood.

Court – what language do you understood?

Defendant – Hausa

Salisu Bello affirmed to interpret the proceeding from English to Hausa and vice versa to the best of his ability.

Court – read out count 1 and interpret into Hausa.

Count – count 1 read and interpreted to the Defendant in Hausa.

Court – have you understood the charge in count 1?

Defendant – Yes I have understood the charge in count 1.

Court – Are you guilty or not guilty of the charge in count 1?

Defendant – I am guilty of the charge in count 1.

Court – read out the charge in the 2 count and explained into Hausa.

Court – count 2 read and explained in to Hausa.

Court – Have you understood the charge in count 2?

Defendant – I understood count 2.

Court – Are you guilty or not guilty of the charge in count 2?

Defendant – I am guilty of the charge in the 2nd count.

Tijani – The Defendant having pleaded guilty to the 2 count charges, may we apply that he be convicted summarily by the Court.

Bawa – we hold no objection to convict the Defendant summarily having not wasted time of the Court.

COURT FINDING:

After the 2 count charges have been read over to the Defendant and interpreted to him into Hausa he pleaded guilty to same.

Court – Do you know the legal implication of your admission of guilt?

Defendant – I don't the implication of you admission.

Court – the implication is to find you guilty as charge and sentence accordingly.

Defendant – I admit my guilt on count 1 but I pleaded not guilty to count 2.

Tijani – we hold no objection to him to change his plea before sentencing but we urged the Court to find and convict him on count 1.

Court – Do you know now the implication of admitting the guilt in count 1.

Defendant – I don't know the implication.

Court – it is to find you guilty as charge and sentence you without calling of evidence.

Defendant – I admit.

FINDING:

Court – I hereby find the Defendant guilty as charge for the offence under count 1.

Bawa – The convict is a family man and 1st time offender and he have show remorse on what have transferred prior to coming to this Court. We urged the Court to temper Justice with mercy by giving an option of fine as it discretionally power.

Tijani- we have no record of previous conviction of the convict, he have fully refund the sum he obtained from the Bank.

COURT SENTENCE:

After I have listened to the convict counsel and Tijani for the EFCC. Having also considered that the convict have fully paid back what he collected from Bank, I now sentence the convict in 3 years imprisonment or to pay fine in lieu sum of N50, 000 in the alternative

Signed

Judge

17/1/2024

Tijani – we apply to withdraw the 2nd count charge.

Bawa – No objection.

Court – Accordingly I strike out count 2 for the same having withdrawn by the EFCC.

Signed

Hon. Justice M. A. Sambo

Judge

17/01/2024

CERTIFIED TRUE COPY
ADAMU GARBA GITAL
ASST. CHIEF REGISTRAR
HIGH COURT OF JUSTICE
BAUCHI.

