

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)

BA/97c/2023

BETWEEN:

FEDERAL REPUBLIC OF NIGERIA.....COMPLAINANT

AND

ONYEDIKACHI IWUNZE.....DEFENDANT
26/10/2023

Defendant present in Court.

A. B. Kware for the Prosecution.

Abubakar Salisu with R. I. Talle for the Defendant.

Kware – we have a charge to read to the Defendant dated 19/10/2023 filed on 23/10/2023. It is accompanied by brief fact of the case, list of documents, list of witnesses, and Affidavit of investigation and others. We apply that the charge be accepted as formal charge before the Court, and ordered for it to be read and explained to the Defendant in order to take his plea.

Salihu – No objection.

Court:-

This is a one count charge filed against the Defendant which have been accompanied by brief fact of the case, list of document list of evidence to be relied on, list of witnesses, and Affidavit of investigation and other relevant document.

After I have listened to the 2 counsel and having seen and read the charge with the accompanying document I accept same as formal charge against Defendant and other it to be read out and the Defendant take his plea.

Court – what language do you speak?

Defendant – I speak English.

Court – Read out the charge to the Defendant.

Court – one count charge duly read to the Defendant.

Court – have you understand the one count charge read out to you?

Defendant – Yes I understood the charge.

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

Defendant – I am guilty of the charge read out to me.

Kware – in view of the plea of guilty by the Defendant I apply that he be tried summarily by the Court.

Salisu – No objection.

Court – Do you know the legal implication admitting the guilty?

Defendant – Yes I do know that I can be sentence to prison.

Court – FINDING.

In view of the Defendant plea of guilty, and being also know it legal consequence, I find the Defendant guilty as charged.

Kware – Before the sentence I apply that the Red me phone No. 12 be forfeited to the Federal Government which was used by the Defendant in committing the crime to deter him from using it to further commit another crime.

Salisu – the convict have not wasted the time of the Court, he appeared to be remorseful by his Act, he is a 1st tie offender, while sentencing him we urged for an option of fine. We hold no objection to forfeit the phone.

Kware – No objection for the allocutus.

COURT SENTENCE:-

After I have listened to the Defendant counsel in his allocutus which have not been opposed by the prosecuting counsel, I sentence the convict to pay a fine of N150, 000 or serve a prison term of 2 years in the event of his failure to pay the fine. The phone Red me used by the Defendant to commit the offence is hereby forfeited to be destroyed by the Federal Government to defer the Defendant from using it to do any criminal Act.

In addition I order the convict to bail himself for a period of one year stating from the date he pays the fine. He shall produce a reasonable person to stand for

m to be of good character while the reasonable surety after that position him
shall place him on a watch for the period and beyond.

Signed
Hon. Justice M. A. Sambo
Judge
26/10/2023

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

