

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

CHARGE NO. FHC/BAU/150/2019

BETWEEN
FEDERAL REPUBLIC OF NIGERIA.....COMPLAINANT

AND

1. SALE HUSSAINI GAMAWA
2. AMINU UMAR GADIYADEFENDANTS.

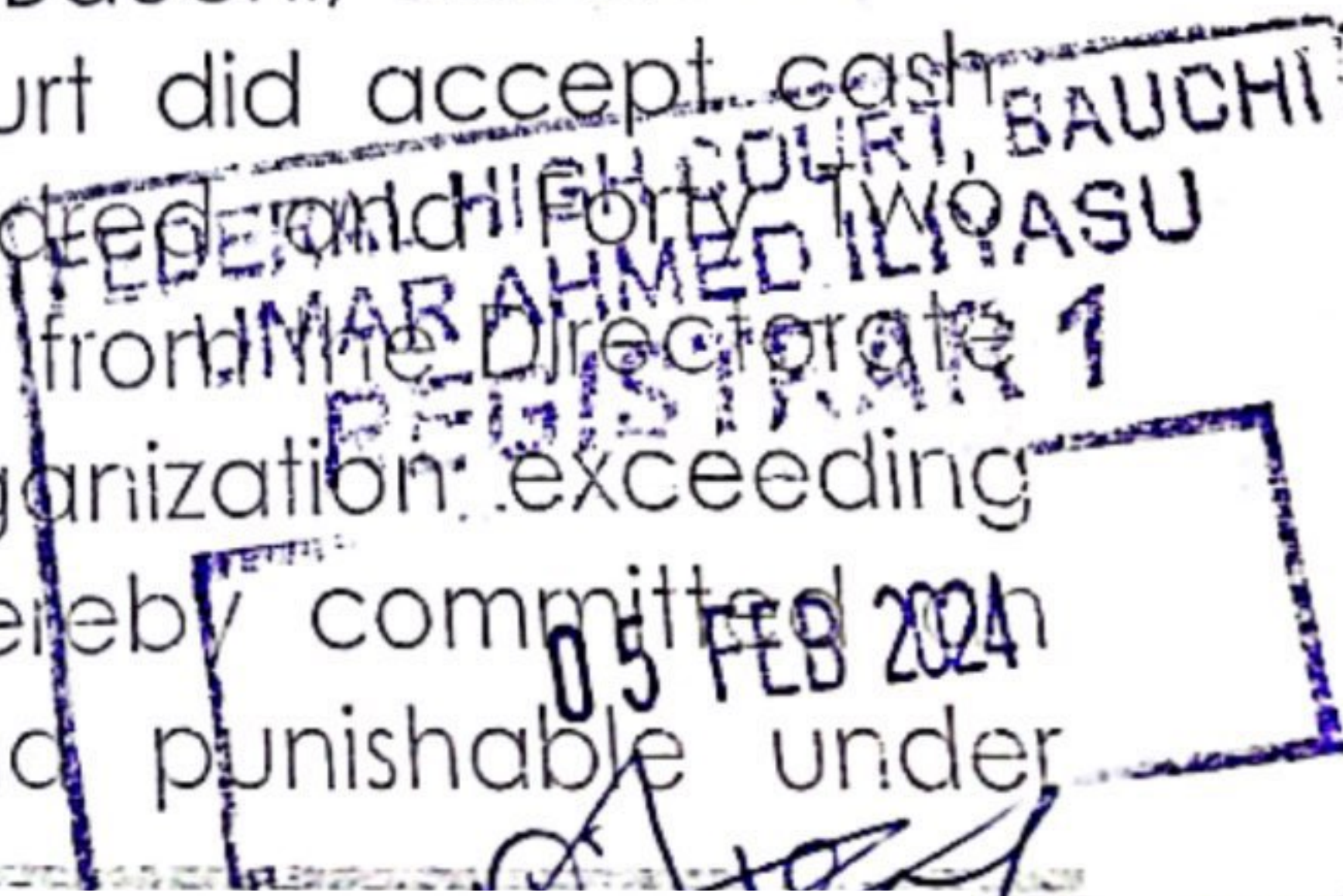
THE CHARGE.

Count 1.

That you, **SALE HUSSAINI GAMAWA**, and **AMINU UMAR GADIYA**, all members of Finance and funds disbursement committee of Peoples's Democratic Party (PDP) 2015 General Elections, and in such capacities sometimes in March, 2015 in Bauchi, Bauchi State within the Jurisdiction of this Honourable Court did agree among yourselves to commit an offence, to wit; Conspiracy to accept cash payment exceeding the threshold provided by law, thereby committed an offence contrary to section 18(a) and Punishable Under Section 16(2)(b) of the Money Laundering (Prohibition) Act, 2011 (as amended) now No.1, 2012.

Count 2.

That you, **SALE HUSSAINI GAMAWA**, and **AMINU UMAR GADIYA**, all members of Finance and funds disbursement committee of Peoples's Democratic Party (PDP) 2015 General Elections, and in such capacities, Sometimes in March, 2015 in Bauchi, Bauchi State within the Jurisdiction of this Honourable Court did accept cash payment of =N=142, 460, 000. 00 (One Hundred and Forty Two Million, Four Hundred and Sixty Thousand Naira) from the Directorate of Finance, Bauchi State PDP Campaign Organization, exceeding the required threshold of cash payment, thereby committed offence Contrary to Section 1, 16(1)(d) and punishable under



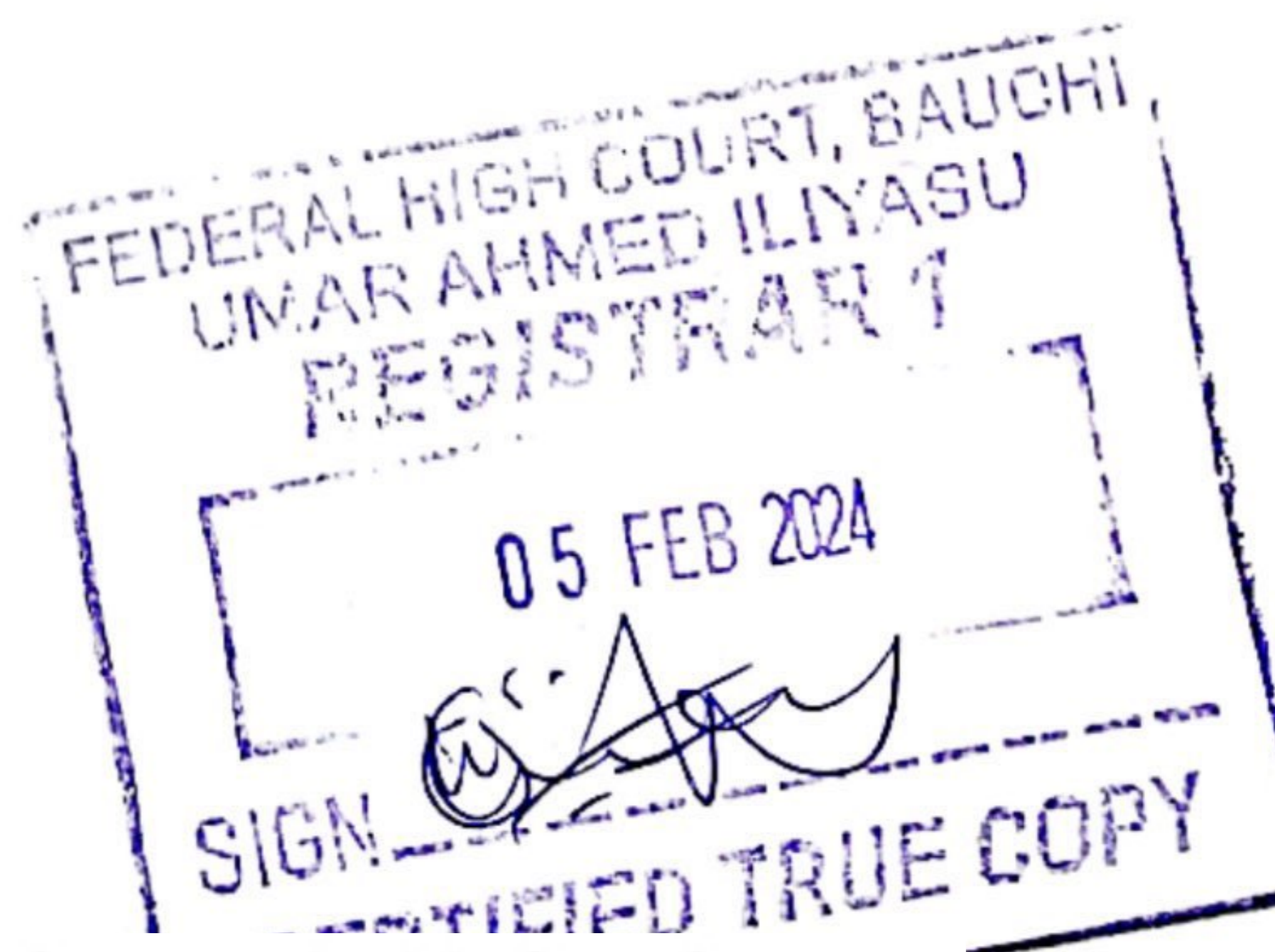
Section 16(2)(b) of the Money Laundering (Prohibition) Act, 2011 (as amended) now No.1, 2012.

DATED THIS 4th DAY OF June 2018.

Abubakar Aliyu, esq.
Economic and Financial Crimes Commission
North – East Zonal office, N0.4 EFCC Street,
New GRA Gombe,
Gombe State



FOR SERVICE ON THE ACCUSED PERSONS.
Personal service/ C/o their solicitors.



4/6/18
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IN THE FEDERAL HIGH COURT OF NIGERIA
IN THE BAUCHI JUDICIAL DIVISION
HOLDEN AT BAUCHI

CHARGE NO.....

BETWEEN
FEDERAL REPUBLIC OF NIGERIA.....COMPLAINANT

AND

- 1. SALE HUSSAINI GAMAWA
- 2. AMINU UMAR GADIYADEFENDANTS.

AFFIDAVIT OF INVESTIGATION.

I, Abdulfatah Nuhu , Male, Adult, Nigerian citizen and a staff of the Economic and Financial Crimes Commission of No.4 EFCC Street New GRA Gombe, do hereby make Oath and state as follows:

- 1. That I am an investigator in the Operational unit of the Economic and Financial Crimes Commission Gombe zonal office.
- 2. That I am part of the team that investigated the case of the Defendants, now standing trial.
- 3. That by virtue of my position as aforesaid I am conversant with the facts of this case and the facts deposed to in this Affidavit.
- 4. That I have the Authority / Consent of the complainant and the Counsel handling this matter to depose to this Affidavit.
- 5. That I know as a fact that sometimes in 2016 the Economic and Financial Crimes Commission (EFCC) received an intelligence on some money laundering cases which was investigated hence linked the defendants.
- 6. That I know as a fact that the investigation in to the case has since commenced, And hence this case.

FEDERAL HIGH COURT, BAUCHI
JUDGE: ABIMBOLA ILIYASU
REGISTRAR
05 FEB 2024

- 7. That I know as a fact that the incriminating facts were discovered linking the Defendants with the offence with which they are charged.
- 8. That I was informed by Abubakar Aliyu, esq. Counsel handling this matter during briefing in our Office on 17th may, 2018 at about 0200hrs which information I verily believed to be true as follows:
- 9. That after investigation, there are enough facts against the Defendant to warrant the prosecution of this case.
- 10. That I swear to this Affidavit in Good Faith consciously believing its content to be true and in accordance with the Oath Act.

.....*[Signature]*.....
Deponent

SWORN TO AT THE FEDERAL HIGH COURT REGISTRY
BAUCHI, BAUCHI STATE.

DATED THIS 4.....DAY OF JUNE.....2018



FOR SERVICE ON THE DEFENDANTS.

[Handwritten signature]

FEDERAL HIGH COURT, BAUCHI
UMAR AHMED ILIYASU
REGISTRAR 1

05 FEB 2024

[Signature]

SIGN _____

THIS COPY

IN THE FEDERAL HIGH COURT OF NIGERIA
IN THE BAUCHI JUDICIAL DIVISION
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CHARGE NO.....

BETWEEN
FEDERAL REPUBLIC OF NIGERIA.....COMPLAINANT

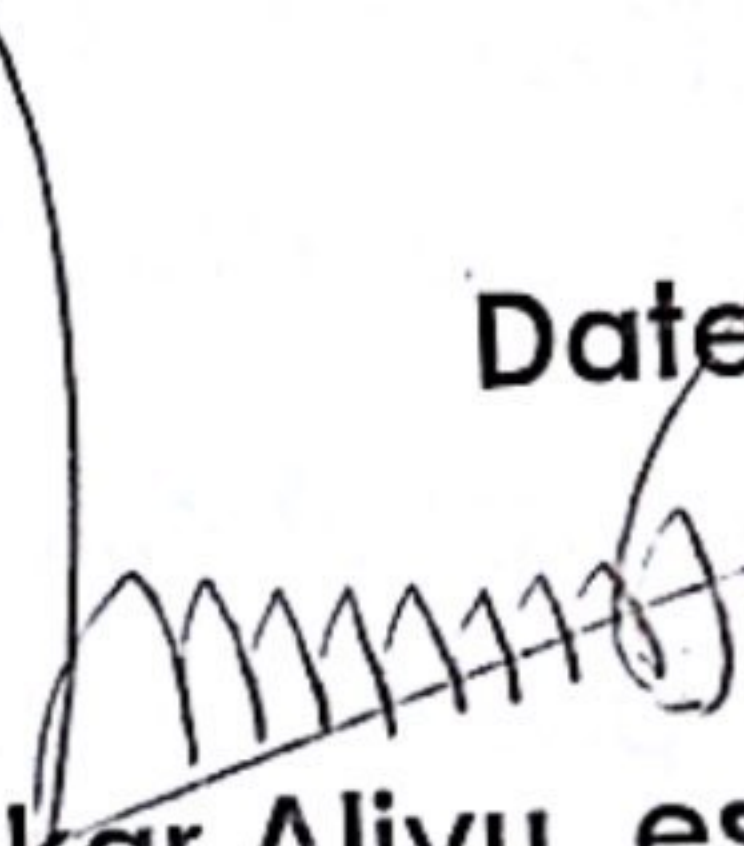
AND

1. SALE HUSSAINI GAMAWA
2. AMINU UMAR GADIYA

BRIEF FACTS OF THE CASE.

The brief facts of the case is that sometimes in march, 2015, during the Election campaigns of 2015 general elections, the defendants while being members of funds distribution committee of their political party did engaged themselves in sharing funds by cash payments beyond the threshold provided by law, thereby violating the provisions of the Money Laundering (prohibition) Act, 2011 (as amended) now No.1, 2012.

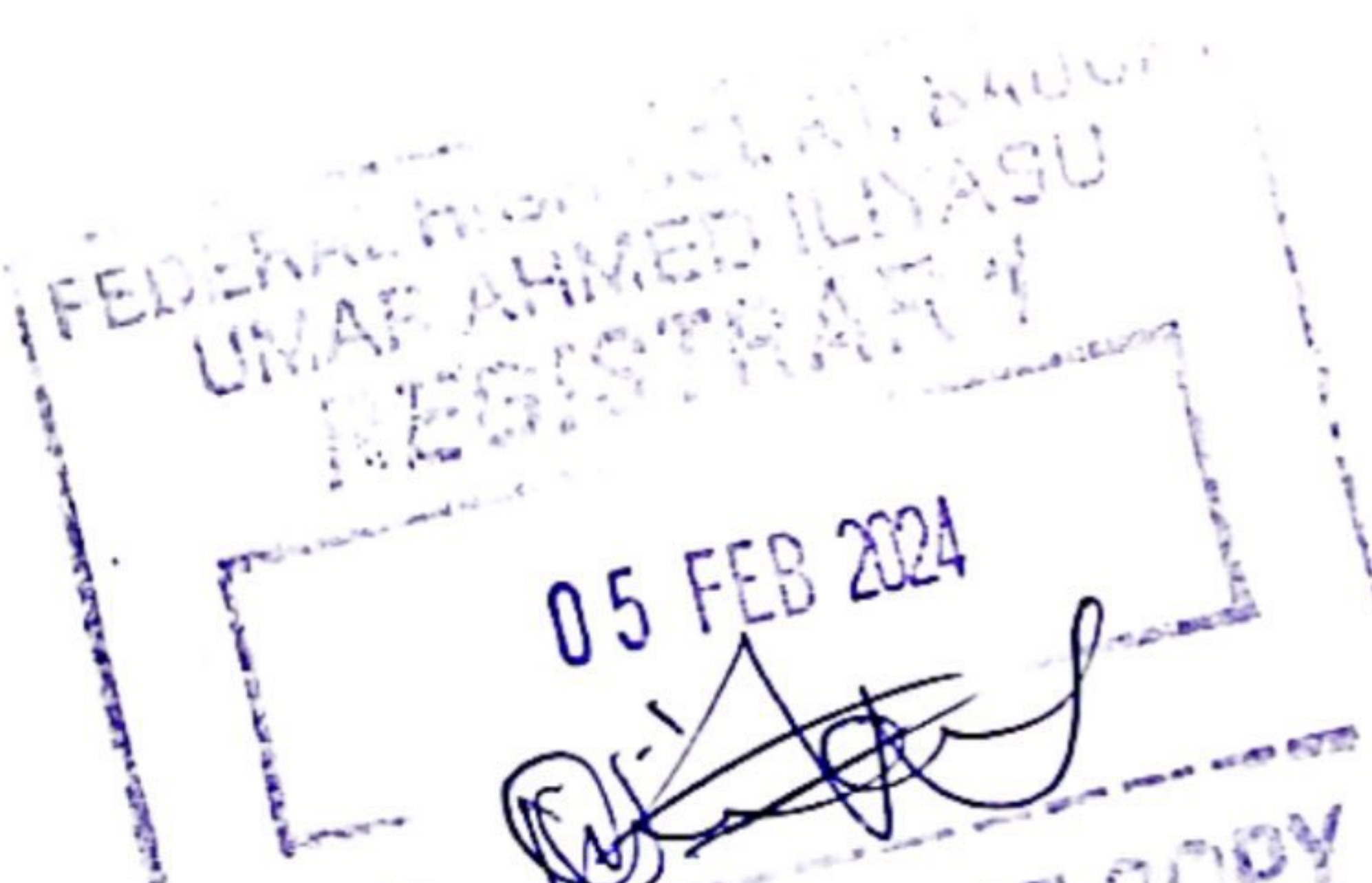
Dated this 4th Day of June, 2018.


Abubakar Aliyu, esq.

Economic and Financial Crimes Commission
North – East Zonal office, N0.4 EFCC Street,
New GRA Gombe,
Gombe State

FOR SERVICE ON THE ACCUSED PERSONS.

Personal service/ their solicitors.



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2. AMINU UMAR GADIYA

SERVICE OF TRIAL DOCUMENTS AND LIST OF WITNESSES.

TAKE NOTICE that the prosecution in the above mentioned charge number hereby effect service on the defendants of the proof and precie to be relied upon at the trial.

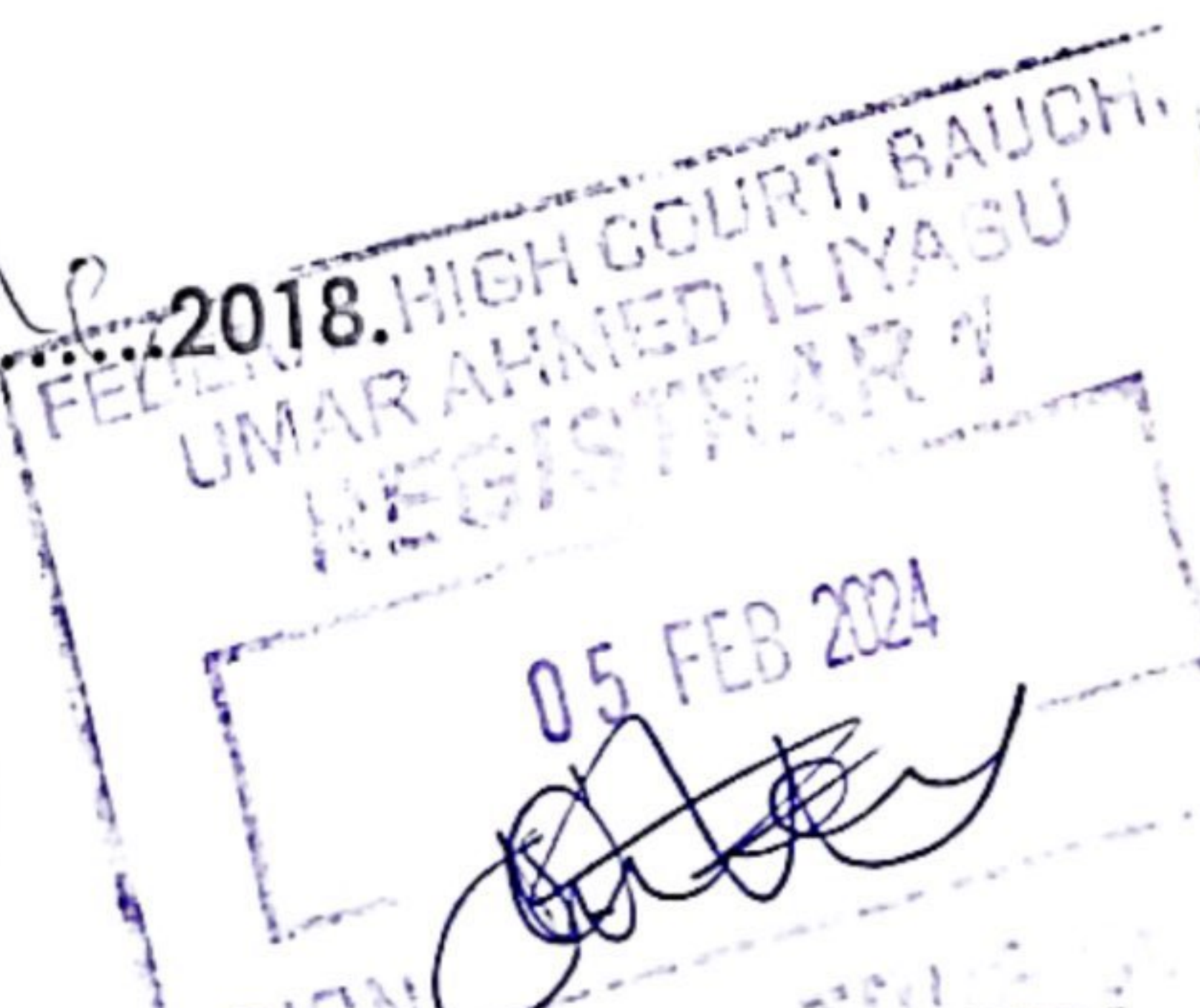
The copies of documents and the statements of the defendants are herewith attached as accompanying the charge.

TAKE FURTHER NOTICE that the prosecution, shall at the trial place further reliance on the oral testimonies of the below list of witnesses:

- a. Abdulfatah Nuhu.
- b. Jamila Mohammed
- c. Rotimi Olayinka.
- d. Mohammed Salisu.

DATED THIS.....^{4th} DAY OF.....^{JUNE}.....2018.

Abubakar Aliyu, esq.
Economic and Financial Crimes Commission
NO.4 EFCC Street, New GRA Gombe,



IN THE FEDERAL HIGH COURT OF NIGERIA

IN THE BAUCHI JUDICIAL DIVISION

HOLDEN AT BAUCHI

ON THURSDAY THE 2ND DAY OF MARCH, 2023

BEFORE HIS LORDSHIP

HON. JUSTICE HASSAN DIKKO

CHARGE NO. FHC/GM/CR/15/2018

BETWEEN

FEDERAL REPUBLIC OF NIGERIA——COMPLAINANT

AND

1. SALE HUSSAINI GAMAWA }——DEFENDANTS
2. AMINU UMAR GADIYA }

Parties - 1st and 2nd defendants in court, speaks Hausa.

Court - I certify that P.M. Kaura was affirmed to interpreted from English to Hausa and V.V. S. 36 (6) (e) CFRN 1999.

Counsel - M,M, Balan Malam Esq. for the defendant

FEDERAL HIGH COURT, BAUCHI
UMAR AHMED ILIYASU
REGISTRAR 1
05 FEB 2024
SIGNATURE
TRUE COPY

Balan Malam Esq. - Case slated for Judgment and we are ready.

Clerk -

The prosecution counsel was served with Hearing Notice affidavit of service deposited to by Faisal Abubakar Bailiff dated 21/2/2023 at 10.15am via WhatsApp.

Court - in view of the evidence of service to the prosecution, court can go ahead to deliver its judgment.

JUDGMENT Delivered in open court.

SGD

JUDGE

2/3/2023

Court - I certify that punishment under S. 16 (2) (b) of the money laundering (prohibition) Act 2011 and explained to the convicts, they are asked to make plea to mitigate the sentence.

ALLOCUTUS

1st convict - I apply for the leniency of the court I did this under ignorance, I have nothing to do, I urge the court to temper of justice with mercy, I have nothing even in my house I have a large family, including the family of my elder brother who is blind I shoulder his feeding since I enter the problem,

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the party or the government t have not come to my rescue. I urge the court to forgive me. I did not have any source to pay the fine.

2nd Convict

I urge the court to be lenient, I am retire, I have nothing but a large family to feed. We have not benefitted anything from the money. The party or Government have left us.

Balan Malam Esq. - We urge the court to temper justice; with mercy, look at the position of convict, they are senior citizens, they are both first offenders, neither being charged before any court.

1st Convict - I am never involved in criminal case.

2nd Convict - I also was never involved in court case.

SENTENCE

Being first offenders is incentive to mitigate your sentence. I also consider your pleas that you have family who will suffer in your absence. However your offences must be punished to defer others from perpetrating same in the society thus, I hereby sentence the 1st and 2nd convicts to 2 years in correctional service Bauchi each or pay a fine of N3,000,000.00 each in lieue of imprisonment of the first count.

FEDERAL HIGH COURT, BAUCHI
UMAR AHMED ILIYASU
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The 1st convict is hereby sentence to 2 years in correctional service Bauchi or pay a fine of N3,000,000.00 in lieu of imprisonment on the 2nd Count.

The sentences shall run concurrently from today.

There is right of appeal.

SGD

JUDGE

2/3/2023

