

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

CHARGE NO. FHC/ASB/202C/2022

BETWEEN:

THE FEDERAL REPUBLIC OF NIGERIA
AND

FIDELIS IGBOI (M)

... ..

COMPLAINANT

... ..

DEFENDANT

ENROLMENT OF ORDER

UPON THIS CHARGE dated the 19th day of October, 2022 and filed on 20th day of October, 2022 praying for the following:

COUNT 1

That you **FIDELIS IGBOI (M)** on or about 10th July, 2021 in Delta State within the jurisdiction of this Honourable Court dealt in petroleum product to wit; 5,000 liters of Automotive Gas Oil (AGO) which is not of a quality expected of the product and thereby committed an offence contrary to and punishable under Section 1 (18) (a) (ii) of the Miscellaneous Offences Act, Cap M17 Laws of the Federation of Nigeria (Revised Edition), 2004.

The Defendant having pleaded **GUILTY** to the charge.

AND after hearing I.K Agwai Esq for the prosecution applying that the Plea Bargain Agreement dated 19th day of October, 2022, but



F. A OLUBANJO
PRESIDING JUDGE



filed on 20th day of October, 2022 be made the judgment of the court and Paschal Ugbome Esq with A.S Adesheila Esq for the Defendant not opposing.

IT IS HEREBY ORDERED AS FOLLOWS:

1. Defendant is found GUILTY as charged.
2. He is sentenced to 5 (five) years imprisonment in the custody of the Nigerian Correctional Service (NCS) with option of fine of ₦1,000,000.00 (One Million Naira) to be paid into the account in which fined levied by this court are paid. The sentence shall commence from today.
3. The petroleum product shall be forfeited to the federal government of Nigeria through the Economic and Financial Crimes Commission (EFCC)
4. The charge to which the convict pleaded guilty states that the Automotive gas oil (AGO) is of sub-standard quality, as such it should not be sold as agreed in the plea bargain agreement.

Therefore :

The EFCC shall in conjunction with the Deputy Chief Registrar evacuate the said 5, 000 litres of Automotive gas oil (AGO) which shall be destroyed.

5. The conviction of the Defendant and forfeiture of the petroleum product shall not operate as a

