

IN THE FEDERAL HIGH COURT OF NIGERIA
IN THE ASABA JUDICIAL DIVISION
HOLDEN AT ASABA
ON FRIDAY THE 5th DAY OF JULY, 2019
BEFORE HIS LORDSHIP, HON. JUSTICE DR. NNAMDI O. DIMGBA
JUDGE

SUIT NO: FHC/ASB/CR/71C/19

BETWEEN:

FEDERAL REPUBLIC OF NIGERIACOMPLAINANT

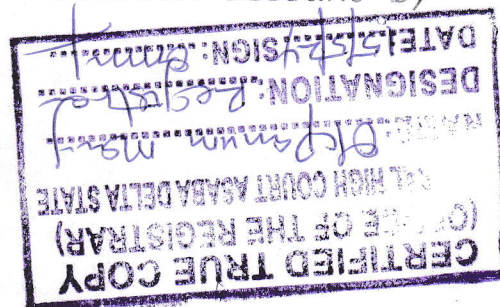
AND

ADEPITAN OLUWABUNMI (Alias Creig Lewis).....DEFENDANT

JUDGMENT

On the basis of a plea bargain agreement dated and filed 03/07/2019, between the Federal Republic of Nigeria (Complainant), (represented by the Economic and Financial Crimes Commission (EFCC) and Adepitan Oluwabunmi (Alias Craig Lewis) (Defendant), the Charge against the Defendant is dated and filed 03/07/2019 and alleges as follows:

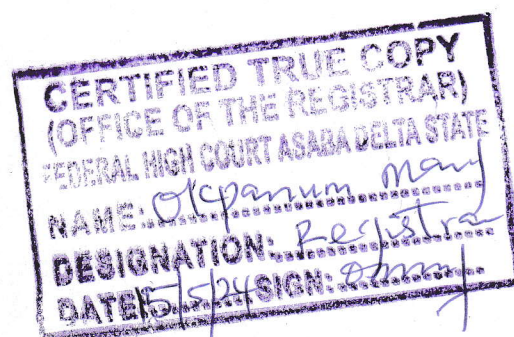
That you Adepitan Oluwabunmi (Alias Craig Lewis) sometime between 2018 and June 2019 in Warri Delta State within the jurisdiction of this Honourable Court did fraudulently impersonates identity of one Craig Lewis a White man in your Facebook account by



sending documents to unsuspecting ladies through the internet which documents you claim emanated from the said Craig Lewis with the intent to obtain money from the ladies, and you thereby committed an offence contrary to section 22(2) (b) (ii) of the Cybercrime (Prohibition Prevention) Act 2015 and punishable under section 22 (2) (b) (iv) of the same Act.

On the 05/07/2019 the Defendant was arraigned and a plea was taken with the Defendant pleading guilty to the one count charge. The matter progressed to hearing. The Prosecution in an effort to prove that the Defendant committed the offence alleged, despite his plea, called one witness, **Chika Uneke (PW1)** who after the administration of oath testified to the Defendant's arrest and all the effort and steps taken by the Economic and Financial Crimes Commission (EFCC), following the Defendant's apprehension, to establish the crime. Six (6) **Exhibits** were tendered through the PW1 as follows:

1. Statements of the Defendant, dated 22/06/2019, 25/06/2019 and 28/06/2019 – admitted as **Exhibit A01**
2. Document generated from social medial account – admitted as **Exhibit A02**.
3. 1 Nokia phone - admitted as **Exhibit A03**.
4. Lenovo laptop - admitted as **Exhibit A04**.
5. 1 Spectranet internet device – admitted as **Exhibit A05**.



6. Lexus RX 330 Jeep – marked as **Exhibit AO6**.

The learned counsel to the Prosecution urged the Court to convict the Defendant based on his plea of guilt and the adduced evidence and to also impose the penalty agreed upon by the parties in the plea bargain agreement in line with Section 270 (4) of the Administration of Criminal Justice Act 2015.

CONVICTION

Having reviewed the evidence as well as taken into account the content of the plea agreement dated and filed on 03/07/19, as well as the guilty plea of the Defendant to the one count charge, I am convinced of the guilt of the Defendant and therefore convict him accordingly.

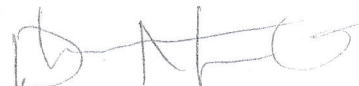
SENTENCE

I have studied the terms of the plea agreement and note that I am not satisfied with same in view of the ravaging effects of the offence the convict has been charged with, cybercrime fraud, and the negative impact it has created about the image of Nigeria as a den of fraudsters. I have however taken into account the peculiar and compelling circumstances of the convict who is a final year student and thus moved to show compassion. I am therefore sentencing the convict to 1 year imprisonment and with effect from



today being the 5th Day of July 2019 and a fine of N300,000.00 (Three Hundred Thousand Naira).

I further order that Exhibits AO3, AO4, AO5 and AO6 be forfeited to the Federal Government of Nigeria.



NNAMDI O. DIMGBA

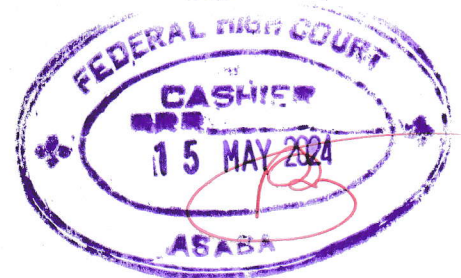
JUDGE

05/07/2019

Parties: Defendant in Court.

Appearances: **L.P. Aso Esq**, with **V.O. Agboje Esq, M.O Arumemi Esq, I. Ilodi Esq** for the Prosecution.

P.E. Ejiga Esq, with **C.O Erhabor Esq**,



RRR-2410-4567-4586

