

**IN THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY,
IN THE ABUJA JUDICIAL DIVISION,
HOLDEN AT COURT NO. 7 APO, ABUJA.
BEFORE HIS LORDSHIP: HON. JUSTICE O. A. MUSA.**

CHARGE NO: FCT/HC/BW/CR/31/2021

BETWEEN:

FEDERAL REPUBLIC OF NIGERIA COMPLAINANT

AND

EMMANUEL OLADIPUPO TEIBO DEFENDANT

JUDGMENT

DELIVERED ON 12TH OCTOBER, 2021

The defendant is charged with a one count charge as follows:-

That you Emmanuel Oladipupo Teibo sometime in 2021, at Abuja within the jurisdiction of this Honourable Court by deceiving while pretending to be one Frank Hopkins an American Citizen cheated by inducing one Mae Nakajima through indeed.com a fraudulent job placement platform, to deliver to you the sum of \$3,000:00 USD (Three Thousand US Dollars) through your Bitcoin Wallet Account and you thereby committed an offence contrary to Section 320(b) and Punishable under Section 322 of the Penal Code Act, Laws of the Federation (Abuja) 1990.

The case came up for hearing on 12th October, 2021, the charge was read to the defendant and he pleaded guilty to the one count charged.

In view of the plea of guilty by the defendant, the Prosecution counsel urged the court to found him guilty accordingly. The prosecutor Counsel further informed the court that the parties have filed a plea bargain agreement dated and filed on 14th July, 2021 both parties adopt same.

Whereas the Defendant, Emmanuel Oladipupo Teibon is presently standing trial before this Honourable Court in respect of the offences of cheating filed by the Complainant.

That the Defendant has agreed to forfeit the sum of N2, 000,000.00 (Two Million Naira) he benefited as proceeds of crime for the restitution of his victim and also forfeit a Samsung phone used as instrumentalities of the crime.

Also the Defendant has shown great remorse for his actions and forfeited the above listed items being proceeds of the crime which gave rise to the charge before this Honourable Court to the Federal Government of Nigeria for restitution of their victims.

Counsel submits that the defendant by their letter dated 21st June, 2021 applied to the prosecution for a plea bargain and the prosecution has agreed to the request as stated herein.

That the defendant has also from the inception of the investigation up to the filing in court cooperated with the operatives of the EFCC (Nominal Complainant).

Counsel stated that there is also the need to avoid wastage of the precious judiciary machinery, time and manpower, and whereas the foregoing seeks to achieve the justice desired.

Finally, counsel submitted that the terms of this agreement shall form and constitute the judgment of this Honourable Court, and no further charge shall arise against the Defendant in respect of this offence.

The parties, by mutual consent, have agreed as follows:-

1. That before the conclusion of this agreement the defendant was informed:
 - i. That he has a right to remain silent and of the consequences of not remaining silent, and
 - ii. That he is not obliged to make any confession or admission that would be used in evidence against him.
2. That the Defendant shall plead guilty to the charge before this Honourable Court.
3. That upon conviction, the Defendant shall be sentenced to a term of One (1) Month imprisonment or an option of fine to be determined by this Honourable court.

The defendant having pleaded guilty to the one count charge brought by the EFCC against him, he is hereby convicted as charged.

Having carefully understood the defendant Counsel prayers for liency made on behalf of his client that is, defendant. Well, a first time offender and going by the plea agreement enter, same is adopted.

Meanwhile, the defendant is hereby sentence to 2 months imprisonment with an option of payment of N60, 000.00 (Sixty Thousand Naira) only in lieu of imprisonment. I so ordered.

APPEARANCE:

Aliyu Bokani Usman, Esq. for the Prosecution

Stanly Maduabuchi, Esq. for the Defendant.

Sign
Hon. Judge
12/10/2021