

IN THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY
IN THE ABUJA JUDICIAL DIVISION
HOLDEN AT GUDU - ABUJA
ON WEDNESDAY THE 10TH DAY OF APRIL, 2019.
BEFORE HIS LORDSHIP ; HON. JUSTICE MODUPE OSHO-ADEBIYI
SUIT NO. CR/182/2019

FEDERAL REPUBLIC OF NIGERIA -----COMPLAINANT

AND

NWUFO HARRISON ----- DEFENDANT
PROCEEDINGS/JUDGMENT

Parties: Defendant is present.

Appearances: I. Diribe, Esq., for the prosecution. S.A. Adukwu, Esq., for the Defendant.

Prosecution Counsel: The case is for arraignment. We have two charges before the Court. We would like to withdraw the charge filed on 12/2/2019 and replace it with charge filed on 9/4/2019.

Court: Order is as prayed.

Charge read to the Defendant in English Language, he understands same and pleads:

1st Count: Guilty

2nd Count- Guilty

Prosecution Counsel: We have a plea bargain agreement dated 9/4/2019 and we have a sole witness in Court the Investigating Police Officer (IPO).

PW1: Sworn on the Holy Quran and states in English language.

My name is Andrew Okechukwu Onyuike an operative with EFCC Advanced Fee Fraud Section Head Quarters, Abuja. Sometime in 2018, an intelligence report was received by the head advance fee fraud EFCC Abuja on the actions of some fraudsters domiciled at NIPPON Grand Hotel and Suites in Abuja. Subsequently, a raid was conducted by a team of operatives led by the head Advance Fee Fraud and during the raid, the fraudsters were apprehended including the defendant and various incriminating items were recovered from them including from the defendant.

Thereafter, his statement was taken after cautionary words were administered and witnessed by Nasiru Amina, where defendant admitted to have falsely represented himself as an American and defrauded the sum of \$2000 from one Joy Phillips from Dubai and another \$1400 from one Jersey Edge from Denmark.

Analysis into his account statement shows that he received these monies through Western Union Money Transfer and used the proceeds to acquire 2013 Toyota Camry.

Other actions taken by the operatives include forensic analysis into his phones and laptops and other electronic devices, where it was

discovered that he used several e-mails, whatsapp messages and other social media platform to carry out the activities.

Prosecution Counsel tenders the Statements of the Defendant and Forensic Report.

Defence Counsel: No objection.

Court: 1. Forensic report of EFCC comprising 12 pages admitted in evidence as Exhibit A1-A12

2. Statement of Defendant dated 21/1/2019 admitted as Exhibit B1

3. Statement of Defendant dated 5/9/2018 admitted as Exhibit B2

4. Statement of Defendant dated 6/10/2018 admitted as Exhibit B3

5. Statement of Defendant dated 10/10/2018 admitted as Exhibit B4.

Prosecution Counsel: That is all for the prosecution.

Defence Counsel: I rest my case on prosecution's case and we humbly apply that the plea bargain be made the judgment of the Court.

Court: You are hereby found guilty as charged.

Court: Case adjourned to 16/4/2019 for sentencing.

SIGNED

HON. JUSTICE M. OSHO-ADEBIYI

**JUDGE
10TH APRIL, 2019**

IN THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY
IN THE ABUJA JUDICIAL DIVISION
HOLDEN AT GUDU - ABUJA
ON TUESDAY THE 16TH DAY OF APRIL, 2019.
BEFORE HIS LORDSHIP ; HON. JUSTICE MODUPE OSHO-ADEBIYI
SUIT NO. CR/182/2019

FEDERAL REPUBLIC OF NIGERIA -----COMPLAINANT

AND

NWUFO HARRISON ----- DEFENDANT

SENTENCING

COURT: Having regard to the guilty plea of the Defendant on the two Count charge proffered by the prosecution against the Defendant. The Defendant is hereby found guilty. The prosecution have filed a Plea Bargain Agreement entered into between the Prosecution and the Defendant. In sentencing the Defendant, I have considered the plea bargain duly signed by both the Prosecution, Defendant's Counsel and the Defendant and worthy to note is that, Defendant has forfeited the proceeds being the 2013 Model of Toyota Camry Car with Registration number KWL 507 FF he purchased from the proceeds of the crime committed to the Federal Government and has showed remorse for his actions. In line with Section 7 of the FCT Sentencing Guidelines Practice Direction, 2016 which prescribes for a reduced sentence for a term not

exceeding one third of the punishment prescribed and in line with the plea bargain agreement, willingly entered into by the Defendant, Defendant is hereby sentenced to 6 months imprisonment without an option of fine. This is to serve as a deterrent, as the crime of cyber fraud is becoming prevalent in our society, which in turn gives this Country a bad reputation. In addition, Defendant is to write an undertaking to be of good behaviour and a law-abiding citizen, attached with his full photograph and submit same to the Court.

PARTIES: Defendant is present.

APPEARANCES: H. M. Mohammed, Esq., for the Prosecution. S. A. Adukwu, Esq., for the Defendant.

HON. JUSTICE M. OSHO-ADEBIYI

**JUDGE
16TH APRIL, 2019**