

**IN THE HIGH COURT OF THE  
FEDERAL CAPITAL TERRITORY**

**IN THE ABUJA JUDICIAL DIVISION**

**HOLDEN AT NYANYA- ABUJA**

**THIS WEDNESDAY THE 11<sup>TH</sup> DAY OF DECEMBER, 2024**

**BEFORE HIS LORDSHIP: HON. JUSTICE ALIYU YUNUSA SHAFI**

**SUIT NO: FCT/HC/CR/1018/2024**

**BETWEEN:**

**FEDERAL REPUBLIC OF NIGERIA.....COMPLAINANT**

**AND**

**YAHAYA KHALID ABDUL RAZAK..... DEFENDANT**

**ARRAIGNMENT**

Defendant: present in court

Offence: section 324 of the Penal court.

Appearance: Mariam Aminu Ahmed for the Prosecution.

Defendant: NnamdiAkuneto for the defendant

Prosecution: the matter is slated for arraignment a charge filed on the 2-12-2024 had been served on the defendant apply that the charge be read to the defendant to enable him take his plea

Court: the charge is read and explained to the defendant, the defendant is called upon to reply to the said charge.

Court: defendant do you understand the said charge?

Defendant yes I do

Defendant are you guilty or not guilty

Defendant: I am guilty.

Prosecution: urge the court to convict accordingly.

Following the investigation, an iPhone 15 was recovered from the convict, we apply to tender same in evidence.

We further urge the court to order that the said iPhone be confiscated and that the said item sold by the EFCC and proceeds realized be paid to the proceeds account of the Federation through the office of the EFCC.

CONVICTION:

The defendant having pleaded guilty to the offence charged is hereby convicted for the offence of cheating by impersonation, the offence punishable under section 324 of penal code law.

DEFENDANT ALLOCUTUS:

I pray that the court should forgive me and I will not do it again and will also ask God to guide me through the mistake I made to forgive me.

Defence: the humility of the convict through that the period of investigation and when he was granted administrative leave and more so within my thought the defendant now convict has repented. That the defendant came from his house to the commission and hence learnt his lesson.

We urge the court to the great respect and humility to temper justice with mercy in giving him a second chance.

Court: Prosecution do you have any record of his previous conviction before the commission.

Prosecution: none that we are aware of.

SENTENCE:

I have carefully listened to the allocutus made by the convict and that of the defendant to the convict from the allocutus I can deduce that the convict has indeed repented knowing fully well that God is in existence I pray that he will be in repentance forever.

Based on the foregoing the defendant is hereby sentenced to 1 year imprisonment or he is to pay a fine of N100, 000.00 with an order that the phone recovered while

in the course of investigating is hereby confiscated and with an order that the said phone be auctioned and the proceeds be paid to the account of the FGN while the sum restituted is ordered to be paid to the EFCC proceeds account and same paid to the account of the FGN and the \$300 also.

.....

**Hon. Justice A. Y. Shafa**