

IN THE HIGH COURT OF THE FEDERAL CAPITAL TERRITORY

IN THE ABUJA JUDICIAL DIVISION
HOLDEN AT GWAGWALADA- ABUJA

THIS WEDNESDAY THE 13TH DAY OF DECEMBER, 2023

BEFORE HIS LORDSHIP: HON. JUSTICE ALIYU YUNUSA SHAFIA

SUIT NO: FCT/HC/CR/108/2023

BETWEEN:

FEDERAL REPUBLIC OF NIGERIA..... COMPLAINANT

AND

TAOFEEK IDRIS OLAMILEKUN (AKA KEVIN GATES)

..... DEFENDENT

Court: this matter is for arraignment.

Defence present in court.

Offence: Cheat by personation punishable under section 324 of the penal code.

Appearance: S. O. Obila with T. M. Anameze for prosecution EFCC.

Defendant: Mary DamilolaOdelele for the defendant.

Prosecution: Before the court is a one count charge dated the 1/12/2023 and file on the 5/12/2023, consequently the charge was filed alongside a plea bargain agreement which was equally filed on the 5/12/2023. In that light we urge the court for the charge be read to the defendant as to enable him take his plea.

Court: the one count charge is read and explained to the defendant. The defendant is called upon to reply to the one count charge.

Court: defendant do you understand the charge.

Defendant yes

Court: defendant are you guilty or not guilty?

Defendant I am guilty

Prosecution: in view of the plea of guilt entered by the defendant we humbly pray the court to convicted and sentence the defendant based on the plea bargain before the court accordingly.

CONVICTION

I am satisfied that the defendant having understood the content of the charge and admitted same, I shall accept the plea of guilt made by the Defendant and consequently convict the Defendant for the offense punishable under section 324 of the Penal code.

Allocutos:

I have learnt my lesson; I promise to go back to my work of fashion designing. Defence: plead to this court to temper justice with mercy. The convict is a first time offender, he is remorseful and has restituted the proceeds of crime. The convict is willing and ready to go back to his work of fashion designing. Plead with the court to grant the convict an option of fine as provided by the plea bargain agreement.

Court: pros is there any record of previous conviction known to you by the convict?

Pros: None

SENTENCE

A careful perusal of the charge by the court and the plea of the defendant and that made by the Defence, I shall consider the pleas of the made by the Defendant especially the defendant being a first time offender and promised to go back to his work of fashion designer. From the look of the face of the convict, he has shown a sign of being remorseful, hence, I shall accept the plea bargain agreement and hence sentence the convict according to the plea bargain agreement entered into between the Defendant and the prosecution being the EFCC.

Hence the Defendant is order as follows:

1. Sentence to one year imprisonment or an option of fine of #200,000
2. The iPhone 13 Pro Max used as an instrument of crime is hereby forfeited to the FG in accordance to sec 20(1) a,b&c and 2 &3 of the EFCC Act and
3. The forfeited gadget should be sold by the EFCC through public auction and proceed realized from the sale be paid to the FG, a Consolidated Revenue account through the office of the EFCC.
4. The sum of \$125 recovered having been restituted to be paid to the court of FCT through the office of EFCC and evidence of payment be made available to this court in two weeks' time.

5. The Defendant/convict to depose to an affidavit to be of good behaviour
for the next 6month

This is my judgement

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Hon. Justice A. Y. Shafa