

**IN THE FEDERAL HIGH COURT OF NIGERIA**  
**IN THE BAUCHI JUDICIAL DIVISION**  
**HOLDEN AT BAUCHI**  
**ON MONDAY THE 22<sup>ND</sup> DAY OF JUNE, 2016**  
**BEFORE HIS LORDSHIP HONOURABLE JUSTICE M.SHITU ABUBAKAR**

**CHARGE NO. FHC/BAU/25C/2016**

BETWEEN

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

**AND**

**SALIHU ABDULLAHI..... DEFENDANT**

**Judgment**

The defendant was charged with a one count charge as follows:

That you **Salihu Abdullahi**, male, 20years, on or about the **9<sup>th</sup> day of January, 2016** at **Bakin Kura Street Bauchi**, within the jurisdiction of this Honourable Court, dealt in 30grammes of Tramadol, a narcotic analgesic drug similar to Cocaine, Heroin and LSD without lawful authority and thereby committed an offence contrary to and punishable under section 11c of the NDLEA Act Cap N30 Laws of the Federation of Nigeria 2004.

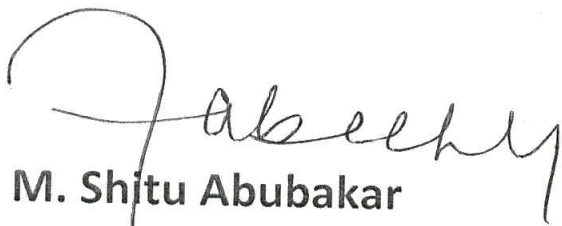
When the charge was read over and interpreted to him in his native Hausa Language he pleaded guilty to it and he did not show any cause why he should not be convicted of the offence with which he is charge and which he pleaded guilty.

By way of review of facts of the case, the prosecution counsel Bundi Suleiman .Esq. tendered Exhibits A, B & C in evidence and then urge the court to convict the defendant on his plea of guilty.

By the provision of S.274 (2) of the Administration of Criminal Justice Act, a defendant can be convicted on his plea of guilty provided the plea is voluntary and unambiguous and by it the defendant intends to admit the commission of all the essential ingredients of the offence.

From what transpired in court today I am satisfied that the plea of guilty entered by the defendant was quite voluntary and unambiguous and by it he intended to admit the commission of all the ingredients of the offence. I have also studied Exhibit A which proved scientifically that what was found on the defendant was actually Tramadol, a narcotic analgesic drug similar to cocaine, heroin and LSD.

Consequently I find the defendant guilty of dealing in hard drug. Accordingly I convict the defendant of the offence of unlawful dealing in Tramadol, a narcotic analgesic drug similar to cocaine, heroin and LSD without lawful authority contrary to S. 19 of the NDLEA Act Cap. N30, LFN 2004 as amended.



**M. Shitu Abubakar**

**Presiding Judge**

**22/6/2016**

### **Allocutus**

Court: Do you wish to say anything in mitigation of sentence.

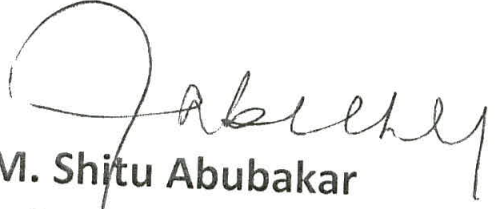
Convict: - I plead for leniency because I am a first offender in my life. I was selling sugarcane before I was arrested. I also used to sell Tramadol tablets.

Suleiman: - There is no record of previous conviction against the convict.

### **Sentence**

Court: - I have considered the plea for mitigation of sentence by the convict, particularly the fact that the convict is a first offender. I have also considered the fact that the convict is a young boy of

20years old and therefore capable of being reformed. Accordingly, I sentence the convict to 2years (two years) with effect from the day the convict was first arrested, that was 9<sup>th</sup> day of January, 2016. The Tramadol tablet shall be kept by the NDLEA Exhibit keeper for security reason.

  
M. Shitu Abubakar  
Presiding Judge  
22/06/2016