

IN THE FEDERAL HIGH COURT OF NIGERIA  
IN THE BAUCHI JUDICIAL DIVISION  
HOLDEN AT BAUCHI

ON WEDNESDAY THE 5<sup>TH</sup> DAY OF OCTOBER, 2016  
BEFORE HIS LORDSHIP  
HONOURABLE JUSTICE M. SHITU ABUBAKAR

CHARGE NO. FHC/BAU/113C/2015

BETWEEN

FEDERAL REPUBLIC OF NIGERIA-----COMPLAINANT

AND

YUSUF MUHAMMED-----DEFENDANT

JUDGEMENT

The Defendant is charged with two count charge as follows:-

COUNT I

That you, Yusuf Muhammed, Male, 22years, on or about the 22<sup>nd</sup> day of October, 2015 at Nassaru town, Ningi Local government area, Bauchi state within the jurisdiction of this Honourable court, dealt in 100gramms of Exol-5 tablets, a Psychotropic Substance similar to Cocaine, Heroin and LSD without lawful authority and thereby committed and offence contrary to and

punishable under section 11c of the NDLEA Act Cap N30 of the Laws of the Federation 2004.

## COUNT II


That you, Yusuf Muhammed, male, 22years, on or about the 22<sup>nd</sup> day of October, 2015 at Nassaru town Ningi, Ningi Local Government area, Bauchi State within the jurisdiction of this Honorable Court, deal in 120gramms 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 of the Laws of the Federation 2004.

When the charge was read over and interpreted to him he pleaded guilty to both counts and did not show any reason why he should not be convicted of the 2 offences as contained in the charge. To further support his case the prosecution counsel Bundi Suleiman Esq. tendered the Drug Analysis Report, the bulk of the Drugs and the confessional statement of the defendant written in Hausa language together with its translated English version in evidence as Exhibit A, B and C respectively.

I have carefully studied the scenario and the Exhibit tendered by the prosecution counsel and I am fully satisfied that the plea of guilty entered by the defendant was quite plain, clear and voluntary and by it the defendant intended to admit the commission of the offence with which he is charged. I therefore find the defendant guilty as charge. Accordingly I convict the

defendant of the offence of unlawful dealing in Exol-5 a psychotropic substances similar to cocaine and Heroin contrary to section 11 (c) of the NDLEA Act, Cap. N30 LFN, 2004 as amended.

I also convict the defendant of the offence of unlawful dealing in tramadol tablet, a narcotic analgesic drug similar to Cocaine and Heroin contrary to Section 11(C) of the NDLEA Act Cap N30, LFN 2004 as amended.

  
M. SHITU ABUBAKAR  
JUDGE  
05/10/2016

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

Convict - I plead forliniency because I am an orphan. I am also a student. I am a first offender in my life.

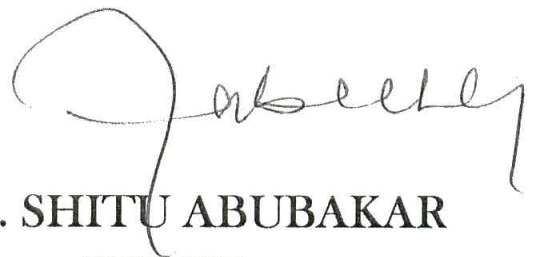
Suleiman - There is no record of previous conviction.

Sentence

I have carefully considered the plea for instigation of sentence made by the convict. In particular I have considered the fact that

the convict is first offender, a student and also an orphan. I have also considered the small quantity of the drugs found on the convict.

Accordingly I sentenced the convict to two years (2years) imprisonment on each of the two counts and the sentence shall run concurrently. The tablets shall be kept by the NDLEA for security reason. The sentences shall take effect from 22/102016.



**M. SHITU ABUBAKAR**  
**JUDGE**

05/10/2016