

1 Audience Perception of EFCC Media Trial: A Case Study of 2 Buhari's Anti-Corruption War

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6

7 **Abstract**

8 In recent time, the subject of media trial has been on the front burner of discussion among
9 academics, constitutional lawyers and judges. Some of whom claimed the media is usurping
10 the powers of the court in the administration of criminal justice, while others have argued that
11 the media are not at fault since they work with the information made available to them by the
12 prosecutor. To this end, this study set out to investigate audience perception of EFCC media
13 trials under the following specific purposes: whether the EFCC engages in media trial, the
14 extent to which EFCC engage in media trial, the effect of media trial on the public image of
15 the accused and the impact of media trial on the anti-corruption campaign in Nigeria. The
16 study adopted the triangulation mixed method research design and measures the opinion of a
17 sample of 399 respondents and 9 interviewees in selected local government areas in Enugu
18 State through multi-stage sampling procedure. The agenda setting theory served as the
19 theoretical fulcrum upon which the data from the study was tested. Findings from the study
20 are discussed within the context of the much larger body of knowledge on media trial and the
21 link with freedom of speech and fair trial.

22

23 **Index terms**— media trial, audience, perception, fair trial, anti-corruption

24 **1 Introduction**

25 It is no gainsaying that the subject of media trial has been a major discourse among academics, constitutional
26 lawyers and judges almost on daily basis in recent time. Rao (2006) opined that "with the coming into being
27 of the television and cable-channels, the amount of publicity which any crime or suspect or accused gets in the
28 media has reached alarming proportions." Therefore, innocents may be condemned for no reason or those who
29 are guilty may not get a fair trial or may get a higher sentence after trial than they deserved. As such, many
30 a scholar argues that there appears to be very little restraint in the media in so far as the administration of
31 criminal justice is concerned.

32 According to Akhiliero (2017), media trial was first identified with the phrase Trial by Television which
33 found light in the response to the 3rd February, 1967 television broadcast of The Frost Programme, host David
34 Frost. The confrontation and Frost's personal adversarial line of questioning of insurance fraudster suspect, Emil
35 Savundra led to concern from ITV executives that it might affect Savundra's right to a fair trial. It was on this
36 bases that during high-publicity court cases, the media are often accused of provoking an atmosphere of public
37 hysteria akin to a lynch mob which not only makes a fair trial nearly impossible but means that regardless of
38 the result of the trial the accused will not be able to live the rest of his life without intense public scrutiny.
39 Much as the constitution gives the right to freedom of expression, such right is not absolute but qualified. The
40 Nigerian constitution which have guaranteed the right to freedom of expression, have also provided for some
41 circumstances where this right may be limited. Section 39(3) of the 1999 Constitution of Nigeria, which gives
42 the right to freedom of expression, could be restricted by any law that is reasonably justifiable in a democratic

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43 society, in order to prevent the disclosure of information received in confidence or for the purpose of maintaining
44 the authority and independence of the courts. Also, Section 45(1) of the 1999 Constitution provides for the right
45 to freedom of expression and some other fundamental rights guaranteed in the Constitution to be restricted or
46 curtailed by any law that is reasonably justifiable in a democratic society ??Akhiliero, 2017).

47 In recent past, some political figures in Nigeria were docked by the Economic and Financial Crimes Commission
48 (EFCC) and other anti-graft agencies for financial and other related corrupt practices. Before being charged to a
49 court of competent jurisdiction, these accused persons were first presented to the public sphere by the media to be
50 tried in the court of public opinion. Media trial, no doubt, is not only peculiar to Nigeria, but in India and some
51 other countries across the globe. Trial by the media therefore, refers to a situation whereby the media create a
52 perception that an individual or group of individuals are guilty of a criminal offence, through the dissemination
53 of prejudicial materials, with the intention of creating a perception of guilt (Akinnola, 2017). Devesh (2013)
54 noted that the media have now reincarnated itself into a 'public court' and have started interfering into court
55 proceedings. It completely overlooks the vital gap between an accused and a convict keeping at stake the golden
56 principles of beyond reasonable doubt'. In Nigeria, the trending development under the present administration
57 is media trial where the media itself does a separate investigation from that of the court and, builds a public
58 opinion against the accused even before the court takes cognizance of the case.

59 Consequently, the presumption of innocence is the legal principle in criminal cases that one is considered
60 innocent until proven guilty. Fundamentally, it denotes that until a judicial pronouncement on the guilt or
61 otherwise of the accused person is made, he/she is to be treated as an innocent citizen; anything contrary would
62 amount to abreach of the Fundamental Human Rights of the individual.

63 This study, therefore, looks at audience perception of EFCC media trials: A case study of Buhari's anti-
64 corruption war, with the aim of examining the issues therein for a better anti-corruption campaign. It will
65 equally examine the impact of media trial on the image of the accused as well as on the entire anticorruption
66 fight in Nigeria.

67 2 II.

68 3 Statement of the Problem

69 Since Nigeria's independence in 1960, corruption has persisted and grown enormously in variety, magnitude and
70 brazenness. The pervasive corruption obtains in both the private and public sectors of the Nigeria society (Emma,
71 Ugwuanyi and Joy, 2012). Folarin (2010) corroborates this assertion when he observed that in 'a release some
72 years ago by the British Broadcasting Corporation (BBC), the cost of corruption in Nigeria since 1960 is put at
73 a staggering figure of 220 billion pounds. This probably explains the slow pace of development as the adverse
74 effect of corruption on national development is phenomenal.'

75 Based on this, beginning from May 29, 2015 when he officially assumed duty as the nation's new president,
76 Muhammadu Buhari was confronted by the challenge of how to tackle the menace of corruption. Thus, his
77 first litmus test was how his government will fast track the trial of some politically exposed persons accused of
78 embezzling public funds while in office through the instrumentality of the anti-graft agencies, the law and the
79 media as the 'watchdog' of the society (Onuigbo and Eme, 2015).

80 No doubt, the media as the 'Fourth estate of the realm' are saddled with a very important constitutional
81 responsibility bordering on mounting surveillance on the institutions of government for transparency, account-
82 ability and corruption in a democratic society as contained in section 22 of the 1999 constitution of the Federal
83 republic of Nigeria. However, it is uncertain whether the media are acting based on the ethics of the journalism
84 profession meant to guide their professional conduct, especially in trying to examine the accused in the court of
85 public opinion.

86 To this end, this study seeks to examine audience perception of EFCC's media trials: A case study of Buhari's
87 anticorruption war. Other specific purposes include: to determine whether EFCC engages in media trials: to
88 determine the extent to which EFCC engage in media trials: to determine the effect of media trials on the public
89 image of the accused: to determine the impact of media trials on the anticorruption campaign in Nigeria.

90 This study is guided by the following research questions:

91 Does EFCC engage in media trials? To what extent does EFCC engage in media trials? What is the effect
92 of media trials on the public image of the accused? What is the impact of media trials on the anticorruption
93 campaign in Nigeria?III.

94 4 Literature Review

95 In a study conducted by Meringolo (2010) titled:

96 The Media, the Jury, and the high-profile Defendant: A defence perspective on the media circus, the researcher
97 opined that Studies have sought to measure the degree to which continuous exposure to pre-trial publicity prevents
98 potential jurors from becoming fair and objective fact finders. Although there is disagreement as to the extent,
99 social science research has shown a strong correlation between pre-trial publicity and juror bias (Steblay et al.,
100 1999). Some of the most common types of publicly disseminated information include negative statements about
101 the suspect that are typically not supposed to be considered by the jury in the courtroom. These statements
102 regularly include prior arrest information, opinions of guilt, confessions, and information as to prior convictions.

103 Among the most frequent disseminators of prejudicial information to the media are law enforcement officers and
104 prosecutors (Lieberman and Arndt, 2000). Akinola (2017) corroborates this argument when he noted that in an
105 attempt to give legitimacy to an otherwise despicable modus and acts of crude vendetta against some judges, the
106 Department for State Security (DSS) embarked on serial media trial of the arrested judges.

107 Steblay et al., ??1999) in a study titled: The effects of pre-trial publicity on juror verdicts: A metaanalytic
108 review opined that the effect of pre-trial publicity (PTP) on juror verdicts was examined through a metaanalysis
109 of 44 empirical tests representing 5,755 subjects. In support of the hypothesis, subjects exposed to negative PTP
110 were significantly more likely to judge the defendant guilty compared to subjects exposed to less or no negative
111 PTP.

112 5 IV.

113 6 Fair Trial Versus Media Trial

114 When the media divulges on the legal process, freedoms and privileges collide. Media sort off attains formal
115 prerogative powers to decide the cases and make them look true in the eyes of public. The media being the
116 mainstay of the news industry, a piece of and all probable information whichever comes to hand that the general
117 receives regarding an incident is looked under the media's spectacles and then conveyed through the mouth
118 piece that is the media itself, proclaiming its prospect as just trials. Authenticity of such information is a sort
119 after quest and to what extent should the public get convinced by it lands the public in a rather muddle plight
120 (Devika and Shashank, 2015). Devesh (2013), in a similar analysis argued that "one's life with dignity is always
121 given a priority in comparison to one's right to freedom of speech and expression. Consequently, fair trial is
122 not only a purely private benefit for an accused, the public's confidence in the integrity of the justice system is
123 also crucial." Fair trial encompasses several other rights including the right to be presumed innocent until proven
124 guilty, the right not to be compelled to be a witness against oneself, the right to a public trial, the right to legal
125 representation, the right to speedy trial, the right to be present during trial and examine witnesses, etc. Fair
126 trial therefore, means a trial in which bias or prejudice for or against the accused, the witnesses, or the cause
127 which is being tried is eliminated.

128 Devika and Shashank (2015) in a study titled:

129 Media Trial: Freedom of Speech VS. Fair Trial, argued that an accused's right to a fair trial and the media's
130 right to freedom of expression are in frequent tension.'

131 The principle agents of these rights, the media and the judiciary are interdependent proponents of constitutional
132 rights, often in conflict as to where the priority and emphases should be placed in the free press v. fair trial
133 dichotomy; the tension between the two is an inevitable and perhaps necessary one. No doubt, the media on
134 the account of excessive coverage and reportage go beyond its domain to cover and publish the interviews of a
135 witness or that of the accused and prejudge them while the case is pending in court. But thereby there lies a
136 minimal expectation from media to conform to their jurisdiction of affairs and ensure that what they convey is
137 free of bias.

138 V.

139 7 Recent Court Cases and Losses

140 According to Okakwu (2017), writing on the discharge of Justice Adeniyi Ademola, his wife, Olabowale, as well
141 as Senior Advocate of Nigeria, Joe Agi, who were accused of fraudulent diversion of huge sums, ranging from
142 local and foreign currencies, possession of firearms and involvement in illegal collection of gratification quoted
143 the presiding judge in the following words:

144 Delivering the judgement on the application for 'no case submission', Justice Jude Okeke who presided over
145 the matter said the prosecution failed to prove its allegation before the court with facts;

146 hence the court would not rely on speculations. The judge said his observation of the matter proves that the
147 case was built on "high level suspicion and speculation" fuelled by the very important fight against corruption.
148 Mr. Okeke said the allegation of collecting gratification, as made by the prosecution should have indicated clearly
149 that the alleged gratification was corruptly collected and that the reasons for such corrupt transfers were related
150 to the alleged offence.

151 The accused having been subjected to media trial by their prosecutor were finally discharged and acquitted
152 by the court of law, owing to the failure of the prosecutor to provide concrete evidence against them.

153 Similarly, Akinnola (2017), writing on this subject made reference to the paper delivered by Prof. P.K. Fogam,
154 titled: Crusade against corruption and the effects of trial by the media, at an event of National Association of
155 Judicial Correspondents (NAJUC):

156 After the clampdown on some of the judges, the DSS regaled us with titillating stories of humongous cash
157 discoveries in the house of Justice Niyi Ademola, judge of the Federal High court. However, upon his arraignment
158 along with his wife, the charges brought, particularly in respect of the amount allegedly found in his house,
159 were at variance with the charges. And when the trial commenced, with each prosecution witness mounting
160 the witness box, it was quite evident that these charges could not be sustained. It turned out that some of
161 the evidences adduced by some prosecution witnesses actually went in favour of the defendants. One of such
162 witnesses, Babatunde Adepoju (PW. 16), a DSS operative, told the court that he could not link the alleged

11 METHODOLOGY

163 gratification with any case handled by the judge. It was quite obvious that the charges could not be sustained
164 as there were no evidences to substantiate the charges.

165 8 He further opine;

166 As Justice Niki Tobi, JSC (as he then was) once posited, courts of law cannot go to the market places of public
167 opinion to shop for evidences on which to base its judgments. Despite this acquittal, there would still be many
168 people, who, having been fed with the public show of media trial would continue to argue against this acquittal,
169 even when there is an avenue to lodge an appeal.

170 VI.

171 9 Theoretical Framework

172 This study is anchored on the agenda setting theory. According to ??rewere (2006) in Asemah (2011), "agenda
173 setting refers to the ability of the mass media to influence the level of the public's awareness of issues as opposed
174 to their knowledge about those issues." This implies that the media can provide people with awareness on certain
175 issues by laying emphasis onVolume XVII Issue V Version I 23 (A)

176 them, while failing to provide the same audience with requisite knowledge on the matter. This they do while
177 trying to mould people's attention on the discourse.

178 The relevance of this theory to this work rest on the fact that the media in an attempt to report or cover
179 criminal or other corrupt cases bring the accuse to the market place of public opinion where the individual is
180 tried without fair hearing. As the media tend to emphasize the allegations levelled against the accused by the
181 prosecutor, members of the public are carried away without asking critical questions where necessary.

182 10 VII.

183 11 Methodology

184 The research design for this study is the triangulation mixed method design. The triangulation mixed method
185 design is a method that allows for the collection of data in both quantitative and qualitative manner. The beauty
186 of this method is that "the researcher gathers both quantitative and qualitative data; compares result from the
187 analysis of both data and make an interpretation as to whether the result from both data support or contradicts
188 each other" ??Creswell, 2002, p.565).

189 According to Creswell (2002, p. 564-565), "the purpose of a triangulation mixed method is to simultaneously
190 collect both quantitative and qualitative data, merge the data and use the result to best understand a research
191 problem. A basic rationale for this design is that one data collection form supplies strength to offset the weaknesses
192 of the other form".

193 The population of this study comprises of male and female residents of Enugu State, South east Nigeria.
194 According to the census report of 2006, the population of the state is put at 3,267,837 persons. However,
195 considering the fact that 2006 is too far a time, the researcher aligned himself with Owuamalam (2012) and did a
196 projection of 10 years using an annual growth rate of 3.2% (UNDP). The projection formula provides that $P_p =$
197 $G_p \times P_i \times T^{0.31}$. Thus: $P_p = 3,267,837, P_i = 3.2\% \text{ or } 0.032, T = 10$. $P_p = 3,267,837 \times 0.032 \times 10$
198 $= 1,045,708$. Going by this projection, Enugu State population has increased by 1,045,708. When added to the
199 population, it will be $3,267,837 + 1,045,708 = 4,313,545$. The choice of residents of the state was informed by the
200 number of government, media and academic institutions domicile in the state from which the right information
201 can be got.

202 To determine the sample size of this study, therefore, Taro Yamane (1973) formula for calculating sample
203 size was adopted. Below is the calculation: Since data analysis is expected to be presented in two phases in
204 a triangulation mixed method which involves the quantitative and qualitative data, two sampling procedures
205 were adopted. In the first sampling procedure the cluster or the multistage sampling technique was adopted to
206 breakdown the population into clusters. Multi-stage sampling requires the researcher to choose his samples in
207 stages until he gets the required sample ??Asemah et al. In the second stage sampling procedure for qualitative
208 analysis, the purposive sampling technique was used. The study made provision for 9 persons that were
209 interviewed in line with the study under investigation. The first 3 persons are media practitioners from the media
210 houses in the state. Then 6 lawyers in the state were also interviewed. In all, three persons were interviewed
211 from each of the local governments selected. This made the total number of people interviewed for this study to
212 be nine (9). ?? = ?? 1 + ??(??) 2

213 This study used two instruments namely; questionnaire and interview. The questionnaire instrument had two
214 sections: the demographic and psychographic sections. The demographic section was used to elicit information
215 about the bio-data of the respondents while the psychographic section focused on the research questions. The
216 questionnaire was drafted in simple sentences consisting of 10 questions. It made use of close and open ended
217 techniques in order to elicit the right responses to the questions. On the other hand, the interview was framed
218 into a 6 question interview schedule. It comprised of openended questions squarely related to the study under
219 investigation. The answers to the interview schedule were coded after qualitative data have been presented.

220 The essence of the coding was to allow for a numerical comparison between the questionnaire and the interview
221 results.

222 In checking for the reliability of the study instrument, a pre-test was conducted in one local government of
223 the selected local governments (Nsukka) to ascertain the reliability of the research instrument (Questionnaire).
224 A total of 20 respondents were drawn from the selected local government for this purpose.

225 **12 a) Data Presentation and Analysis**

226 The data generated were analysed in two phases. The first phase was done quantitatively using simple frequency
227 distribution tables, percentages and numbers to determine audience perception of EFCC media trial. The
228 second phase of the analysis was approached qualitatively. By this, data analysis was presented in textual
229 forms separately. This gave room for the comparison of data. b) First Phase: Data Analysis (Quantitative
230 Approach) This aspect of data analysis was done quantitatively using simple frequency tables, percentages and
231 numbers to determine audience perception of EFCC media trials.

232 The tables below provide the demography and psychographic analyses of data collected in the cause of this
233 study. From the table above, 98 (24.6%) respondents agree that the extent to which the EFCC is involved in
234 media trial is very high, while 107 (26.8%) respondents are of the opinion that the extent to which the EFCC
235 is engage in media trial is high, whereas 97 (24.3%) respondents are of the view that the extent the EFCC do
236 engage in media trial is low same as those who think it is very low.

237 Since majority of the respondents are of the opinion that the extent to which the EFCC engage in media trial
238 is high, it therefore means that the extent to which the EFCC is involved in media trial of accused persons is
239 high.

240 Research Question 3: What is the effect of media trial on the public image of the accused? This table analyses
241 the opinion of the audience on whether media trial is harmful to the public image of the accused. From the table
242 above, 213 (53.4%) respondents opine that media trial can cause harm or damage to one's public image, while
243 93 (23.3%) respondents opine that media trial cannot cause harm or damage to the reputation of the accused.
244 Similarly, 93 (23.3%) respondents are in different as to whether media trial can harm the accused reputation.
245 Invariably, the analysis above shows that media trial can affect the accused reputation negatively. The table
246 above analyses the opinion of the respondents on the level of impact media trial has on the reputation of the
247 accused. From the table, 217 (54.4%) respondents opine that the level of impact of media trial on the image of
248 the accused is heavy, while 93 (23.3%) respondents opine that the level of impact of media trial on the image of
249 the accused is moderate. However, 89 (22.3%) respondent was indifferent as to the level of impact of media trial
250 on the reputation of the accused.

251 The analysis above indicates that majority of the respondents were of the opinion that mediatrial can impact
252 heavily on the reputation of the accused.

253 Research Question 4: What is the impact of media trial on the anti-corruption campaign in Nigeria? This
254 table analyses the opinion of respondents on whether media trial should be a strategy to fight corruption. From
255 the table above, 205 (51.4%) respondents opine that media trial should be a strategy to fight corruption, while 100
256 (25.1%) respondents opine that the media trial should not be adopted as a strategy to fight corruption. However,
257 94 (23.5%) respondents are in different as to whether media trial should be a strategy of fighting corruption.

258 Invariably, the analysis above shows that majority of the respondents actually thinks media trial should be
259 a strategy to fight corruption. This table analyses the opinion of the audience on whether the media usurp the
260 powers of the court to fair trial. From the table above, 107 (26.8%) respondents opine that media does usurp the
261 powers of the court to fair trial; while 189 (47.4%) respondents opine that the media do not usurp the powers of
262 the court. However, 103 (25.8%) respondents are in different as to whether the media usurp the powers of the
263 court. Source: Field survey, 2017

264 From the table above, 107 (26.8%) respondents averred that media trial is impactful on the anticorruption
265 campaign in Nigeria, while 109 (27.3%) respondents are of the opinion that the impact of media trial on the
266 anti-corruption campaign is neutral, whereas 102 (25.6%) respondents are of the view that the impact of media
267 trial is very impactful on the anti-corruption war. However, 81 (24.3%) respondents opined that the impact of
268 media trial on the anti-corruption campaign is extremely impactful.

269 Invariably, many of the respondents were neutral in their view to whether media trials have any impact on
270 the entire anti-corruption fight in Nigeria.

271 Second Phase: Data Analysis (Qualitative Approach)

272 In this phase of the analysis, data was analysed using qualitative approach. By this, data were presented in
273 textual forms separately. The study made provision for 3 media practitioners one each from the selected local
274 governments that were interviewed in line with the questions raised in the interview schedule. Then 6 lawyers
275 in the selected local governments were also interviewed. In all, three persons were interviewed from each of the
276 local governments selected. This made the total number of people interviewed for this study to be nine (9).

277 From the interviewed persons, five (5) of them were male while the remaining four (4) were female and they
278 all fall between the age brackets of 36-45 years of age. They have equally attended tertiary institutions with
279 higher degrees as added advantage. They all have understanding on the subject of media trial and have access
280 to newspapers, radio, television and other media of communication.

281 Research Question 1: Does EFCC engage in media trials?

16 DISCUSSION OF FINDINGS

282 The interviews conducted in the cause of this study reveals that the EFCC do engage in media trial of accused
283 persons especially under the present administration. All the nine (9) respondents opined that the media do
284 collect information concerning the accused from the prosecutor and run with it to the court of public opinion
285 even before the accused is convicted of any crime by the court of law. However, they acknowledge that the media
286 do work with the information they are provided with, but lamented the poor state of investigative journalism in
287 the media. This implies that the EFCC actually engage in media trial through the instrumentality of the media.

288 Research Question 2: To what extent does EFCC engage in media trial?

289 From the interview, six interviewees opined that the rate of EFCC's engagement in media trial is very high
290 as it has permeated into the foresight of people's intellectuality that the accused is guilty even before he/she is
291 pronounced so. The remaining three were of the opinion that the EFCC involvement in media trial is moderate
292 and not as high as some persons have complained.

293 However, they noted that media trial is the highest disservice that the media can do to the court process as
294 it is actually the usurpation of the law court especially in the administration of criminal justice.

295 Research Question 3: What is the effect of media trial on the public image of the accused?

296 The interview conducted in this area, reveals that media trials have adverse effect on the public reputation of the
297 accused. From the interview, seven respondents opined that Nigeria practice Anglo-Saxon criminal justice where
298 the accused is presumed innocent until confirmed guilty as contained in section 36 (5) of the 1999 constitution
299 as amended. Therefore, presenting the accused in a court of public opinion is illegal and corruption on its own.
300 They further averred that media trial disparage the accused from the right thinking members of the society
301 as someone who is not fit to occupy a public office. This comes in the form of defamation (libel or slander).
302 Therefore, the media will be expected to tender a public apology that should be published at least in three
303 national dailies as captured in section 36 (6) of the 1999 constitution as amended.

304 Research Question 4: What is the impact of media trials on the anti-corruption campaign in Nigeria? Analysis
305 of the interview reveals respondents view on what the impact of media trial is on the anticorruption war in Nigeria.
306 Majority of the interviewees observed that lack of relevant facts with which to convict the accused have led to
307 the loss of cases on the part of the EFCC. According to them, arrests are made before facts finding which is
308 contrary to international best practices where facts are first established before arrests are executed. As a result,
309 the entire anti-corruption campaign is believed to be meshed in political witch hunting.

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312 Again, they opined that since proper investigations are not carried out to ascertain the true criminality of the
313 accused, before publicising him/her the anti-corruption war is more or less a child's play where politicians have
314 converted the media into a rubber stamp.

315 This implies that media trial is not good for the anti-corruption war, but should the media objectively report
316 directly from the various court sittings then the whole process would have a direct positive impact on the citizens.

317 15 VIII.

318 16 Discussion of Findings

319 In analysing data collected, the study showed that there was higher percentage of men than women in the sample
320 studied. It also revealed that most of the people sampled were educated and falls within 36-45 years of age, which
321 means that they are active citizens contributing to the growth of politics in Nigeria.

322 The analysis from both quantitative and qualitative approaches revealed that the EFCC does engage in media
323 trial of accused persons. This is evident from the fact that 169 (42.4%) respondents agreed that the EFCC does
324 involve in media trial, while 149 (37.3%) respondents were of the opinion that the EFCC does not engage in
325 media trial.

326 On the qualitative aspect, the interviews conducted in this study revealed that the EFCC does engage in
327 media trial by exposing the accused to the court of public opinion even before being tried in a competent court
328 of jurisdiction. All the nine (9) respondents opined that the media do collect information concerning the accused
329 from the prosecutor and run with it to the court of public opinion even before the accused is convicted of any
330 crime by the court of law. However, they acknowledge that the media do work with the information they are
331 provided with, but lamented the poor state of investigative journalism in the media. This finding corroborates the
332 position of Lieberman and Arndt, (2000) who argued that among the most frequent disseminators of prejudicial
333 information to the media are law enforcement officers and prosecutors.

334 The study further revealed that majority of the respondents was of the opinion that the extent to which the
335 EFCC involve in media trial is high. On the other hand, the qualitative data collected revealed that three out of
336 the nine respondents were of a contrary view. Therefore, it can be said that a combination of the respondents
337 in the qualitative and quantitative data averred in the majority that the rate at which EFCC engages in media
338 trial is on the high side. However, it was observed that media trial is the highest disservice that the media can do
339 to the court process as it is actually the usurpation of the law court especially in the administration of criminal
340 justice.

341 In responding to the question on the effect of media trial on the image of the accused, it was revealed that
342 majority opined that such effect is heavy on the reputation of the accused. By extension, it can be said that
343 the impact of media trial on the image of an accused is on the damaging side. This finding agrees with that of
344 Steblay et al., (1999) who argued that subjects exposed to negative pre-trial publicity were significantly more
345 likely to judge the defendant guilty compared to subjects exposed to less or no negative PTP.

346 The study also revealed a neutral stance of the respondents as to the image media trials have given to the
347 entire anti-corruption war. However, issues like: Lack of proper facts finding before prosecution by the prosecutor;
348 absence of investigative journalism on the part of the media; and the use of media trial as a tool for political
349 vendetta were identified to have reduced the entire anti-corruption war to a mere child's play. Also, the study
350 finds that quantitative data contradicts the qualitative as to whether the media by engaging in media trial usurp
351 the court. Majority of the respondents in the former opined no, while majority in the later said yes.

352 17 IX.

353 18 Conclusion

354 From the findings of this study, it is obvious that media trial has serious effect on the image of the accused and
355 on the anti-corruption fight of the president Buhari's led administration. It is therefore, important to note that
356 much as corruption needs be fought, proper strategies that are in conformity with the existing laws of the land
357 should be adopted. Nigeria, therefore, as a young and functional democratic country, needs viable media that
358 will on its own embark on investigative journalism not on sensational or adversarial journalism thereby making
359 themselves a stooge in the hands of the politicians.

360 ? Media organisations should not allow themselves to be partisan in their report of criminal cases or permit
361 politicians to use them as stooges. ? Media organisations should awake to the need for investigative journalism
362 in order to keep alive their surveillance and watchdog function in a democratic society. ? Anti-graft agencies
363 should do proper investigation making sure they have established facts with which to prosecute a criminal case
364 before bringing the accused to public ridicule. ? Finally, the government and the anti-graft agencies should act
within the ambit of the constitution in their effort to fight corruption. ^{1 2}

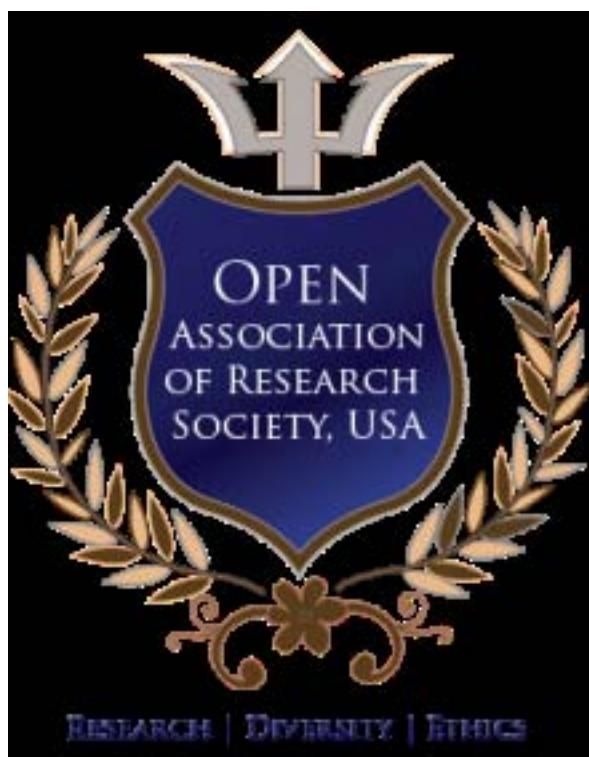


Figure 1:

365

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²Year 2017 Audience Perception of EFCC Media Trial: A Case Study of Buhari's Anti-Corruption War

$$399 \times = 106$$

198,032

745,785

For Udi Local Government Area population is 238,305

$$399 \times = 127$$

238,305

745,785

For Nsukka Local Government Area population is

309,448

$$399 \times = 166$$

309,448

745,785

Therefore =

$n_1 + n_2 +$

$n_3 = N$

i.e.

$$106 + 127 + 166$$

$$= 399.$$

Stage 1

The state already exists in a cluster known as senatorial districts namely; Enugu East, Enugu West and Enugu North senatorial districts.

Stage 2

These senatorial districts were broken down into local government areas. They are; Enugu East (6 local governments), Enugu West (5 local governments), and Enugu North (6 local governments).

Stage 3

Using the simple random sampling technique, one local government area was selected from each senatorial district. Enugu South was selected from the six local government areas in Enugu East. Udi local government was selected from the five local government areas in Enugu West, while Nsukka local government was selected from the six local government areas in Enugu North.

Stage 4

For the distribution of the questionnaire, Bowley's (1962) proportional allocation formula to determine each stratum was adopted. The formula is thus explained;

$$nh =$$

$$\frac{n}{N} \times Nh$$

Where:

nh = the number of unit allocated to each category of respondents.

Nh = number of items in each stratum in the population,

n = the total sample size,

N = total population,

For Enugu South Local Government Area population is 198, 032

1

Sex	Frequency	Percentage (%)
Male	205	51.4
Female	194	48.6
Total	399	100.0

Source: Field survey, 2017

Table 1 above analysed the sex of respondents.

From the table, 205 (51.4%) respondents are male while 194 (48.6%) respondents are female. This result shows that there are more male than female in the sample studied.

Figure 3: Table 1 :

2

Age (years)	Frequency	Percentage (%)
16 -25	63	15.8
26 -35	63	15.8
36 -45	210	52.6
46 -100	63	15.8

Source: Field survey, 2017

From the table above, 63(15.8%) respondents fall within 16 -25 years, while 63(15.8%) respondents fall within 26 -35 years of age. 210(52.6%) respondents fall within the age categories of 36 -45, while 63 (15.8%) of the respondents fall within the age bracket of 46 -100.

This means that majority of the respondents are within the prime age of active service and complete vigour to life endeavours.

Research Question 1: Does EFCC engage in media trials?

Figure 4: Table 2 :

3

Total	399	100.0	25 Volume XVII Issue V Version I (A)
Variable		media trials	
		Frequency	Percentage (%)
Yes	169	42.4	
No	149	37.3	
Can't say	81	20.3	
Total	399	100.0	

Source: Field survey, 2017

From the table above, 169 (42.4%) respondents agree that the EFCC do engage in media trial of accused persons, while 149 (37.3%) respondents are of the opinion that the EFCC do not engage in media trial

Figure 5: Table 3 :

4

involvement in media trial		
Variable	Frequency	Percentage (%)
Very High	98	24.6
High	107	26.8
Low	97	24.3
Very Low	97	24.3
Total	399	100.0

Source: Field survey, 2017

Figure 6: Table 4 :

5

Variable	Frequency	Percentage (%)
Yes	213	53.4
No	93	23.3
Can't say	93	23.3
Total	399	100.0

Source: Field survey, 2017

Figure 7: Table 5 :

6

Variable	Frequency	Percentage (%)
Heavy	217	54.4
Moderate	93	23.3
Light	89	22.3
Total	399	100.0

Source: Field survey, 2017

Figure 8: Table 6 :

7

Variable	Frequency	Percentage (%)
Yes	205	51.4
No	100	25.1
Can't say	94	23.5
Total	399	100.0

Source: Field survey, 2017

Figure 9: Table 7 :

8

Variable	Frequency	Percentage (%)
Yes	107	26.8
No	189	47.4
Can't say	103	25.8
Total	399	100.0

Source: Field survey, 2017

Figure 10: Table 8 :

9

Variable	Frequency	Percentage (%)
Impactful	107	26.8
Neutral	109	27.3
Very impactful	102	25.6
Extremely impactful	81	24.3
Total	399	100.0

Figure 11: Table 9 :

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