



**Court of Magistrates (Malta)
As a Court of Criminal Judicature**

Magistrate Dr. Doreen Clarke LL.D.

Today, 27th December, 2017

**The Police
(Inspector Saviour Baldacchino)**

vs

Osman Jarju

Compilation Number 571/2017

The Court,

Having seen the charges against Osman Jarju holder of document number 9001148A.

Charged with having:-

1. On the 04th of December 2017 at around 03:00hrs whilst in Molletta Street in Swieqi, committed theft of a mobile phone of make Sony which theft is aggravated by means, time and amount to the detriment of Jacqueline Thorpe Skojth or any other entity or person. (Art. 263(b), 267, 270, 278(3), 279(a), 281(c) of Chapter 9 of the Laws of Malta.
2. In the same circumstances committed an offence against decency or morals, by an act committed in a public place as per art. 209 of Chapter 9 of the Laws of Malta.

3. In the same circumstances for being a recidivist by means of a court sentence expressed against him by Magt. Dr. Joseph Mifsud LL.D on the 15th December, 2016 which sentence is *Res Judicata* as per art. 49, 50 and 289 of Chapter 9 of the Laws of Malta.

Having seen the consent of the Attorney General for this case to be heard summarily and that the accused had no objection to the case being so heard.

Having seen that the accused admitted the charges brought against him and that he confirmed this admission of guilt even after having been given time to reconsider his plea.

Having heard the submissions of the parties regarding the penalty to be meted out.

Having seen the acts of the proceedings.

Having considered.

That the accused admitted the charges brought against him; these are consequently sufficiently proven.

Regards the penalty to be meted out the Court considered on the one hand the nature of the offences of which the accused is being found guilty and his conviction sheet, and on the other hand his cooperation with the police and his admission at an early stage of these proceedings.

Wherefore, the Court, after having seen sections 49, 50, 209, 261(b)(c)(f), 263, 264, 267, 270 of Chapter 9 of the Laws of Malta, on his admission finds the accused guilty of the charges brought against him and condemns him to seventeen months imprisonment.

DR. DOREEN CLARKE
MAGISTRAT