

**IN THE COURT OF MAGISTRATES (MALTA)
AS A COURT OF CRIMINAL JUDICATURE**

**MAGISTRATE
DR ANTHONY J VELLA BA, LL.D., MA**

TODAY 7th April 2018

Inspector Trevor Micallef

VS

Tobias Rolfes

The Court;

After seeing the charges brought against Tobias Rolfes, son of Franz and rita nee' Fangmeyer, born in Germany on the 15th October 1985, resides at St. George's Park Hotel, St. Julian's and holder of identity card no. L2GLG2V52;

Charged with having in these islands on the 6th of April 2018 at about quarter past ten in the evening (10:15pm) in Church Street, St. Julian's and/or in the vicinity;

1. With intent to commit a crime, manifested such intent by overt acts which were followed by a commencement of the execution of the crime by attempting to commit theft of vehicle bearing registration no GQZ383 make Peugeot to the detriment of Nicholas Zahra and/or other persons, and/or other entities which crime was not completed in consequence of some

accidental cause independent of his will which theft if committed would have been aggravated by ‘means’, ‘amount’, ‘time’ and ‘nature’ of thing stolen’

2. Accused further for having on the same date, time, place and circumstances wilfully committed any spoil, damage or injury to or upon movable or immovable property which damage does not exceed the amount of euro 25 to the detriment of Nicholas Zahra and/or other persons and/or entities;
3. Accused further for having on the same date, time, place and circumstances in a public place or place open to the public was found drunk and incapable of taking care of himself.

Having heard the accused plead guilty to the charges brought against him, notwithstanding the fact that the Court warned him in the most solemn manner of legal consequences of his guilty plea after giving him sufficient time within which to reconsider and withdraw her guilty plea;

Having heard the prosecution and defence counsel make their submissions;

Having seen all the acts and documents exhibited;

Considers:

After having seen the Articles 41(1)(a), 261(b), (c), (f), (g), 325(1)(c) and 338(ff) of Chapter 9 of the Laws of Malta;

After having heard the accuser’s plea and after having given the time prescribed by Law for the accused to consider his plea, this Court finds the said accused

guilty as charged and condemns him to two years imprisonment suspended for four years in terms of Article 28A of Chapter 9 of the Laws of Malta.

The Court explained in clear words the terms of the judgement to the accused.

DR ANTHONY G VELLA BA. LL.D. M.A.
MAGISTRAT