



MALTA

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

**MAGISTRATE  
DR. CHARMAINE GALEA**

**Today the 3<sup>rd</sup> of June 2018**

**Case number 349/2018**

**The Police  
(Inspector Christabelle Chetcuti)**

**vs**

**Branko Karan  
(ID: 122400A)**

The Court:

Having seen that the offender **Branko Karan** was charged with having on the 01<sup>st</sup> June 2018 between 20.30hrs and 21.30hrs while at the Family Park situated at Sant' Antnin Street, Marsaskala /and or in the Maltese Islands:

1. Without the intent to kill or to put the life of any person, caused slight bodily harm on the person of Rainer Abdilla as certified by Dr. Martin Mallia MD reg. No. 2299 of Paola Health Centre;
2. And with having committed theft of several items to the detriment of Carlos Antonio Lia, that is a bag containing several items, to which such theft is aggravated with amount which does not exceed 2,329.37 Euros and with violence;
3. And with intent to be in possession the resin obtained from the plant Cannabis or any preparations of which such resin formed the base as

per art. 4 of Chapter 537 of the Maltese Laws, showed such intent by overt acts which were followed by a commencement of the execution of the crime, of which was not completed in consequence of some accidental cause independent of the will of himself;

4. And with having wilfully disturbed the public good order or the public peace.

After having seen all the records of the case;

Having seen the consent of the Attorney General for these proceedings to be held summarily;

After having heard the offender plead guilty to the charges at an early stage of the proceedings, which guilty plea was confirmed by the same offender after the Court, in terms of section 453 (1) of Chapter 9 of the Laws of Malta, warned him of the legal consequences of that guilty plea, and allowed him sufficient time to re-consider his reply, and to change it;

**Considered that:**

From the evidence brought forward and from the guilty plea registered by the offender, the Court concludes that the offender is guilty of the charges laid against him.

As regards the punishment, the Court took into consideration the fact that the offender admitted to the charges at a very early stage of the proceedings and that he co-operated with the police and particularly that he released a sworn statement in terms of section 29 of Chapter 101 of the Laws of Malta.

For these reasons the Court after having seen sections 41 (1) (a), 214, 221 (1), 261 (a) and (c), u 338 (dd) of the Criminal Code and section 4 of Chapter 537 of the Laws of Malta and section 29 of Chapter 101 of the Laws of Malta, on his admission finds offender **Branko Karan** guilty of the charges brought against him and condemns him **to one (1) year imprisonment which by application of section 28A (1) of Chapter 9 is being suspended for a period of two (2) years from today**. The Court is also condemning the offender to the payment of a fine (multa) of one hundred euro (€100).

In accordance with sections 28A (4) of Chapter 9 of the Laws of Malta, the Court explained in clear and simple language the meaning of this judgement to the offender, and the consequences which would follow if he fails to abide by it, that is if he commit another offence which is punishable by imprisonment within the operative period.

**Dr. Charmaine Galea**  
**Magistrate**

Diane Gatt  
Deputy Registrar