

**COURT OF MAGISTRATES (GOZO)
AS A COURT OF CRIMINAL JUDICATURE**

MAGISTRATE: Dr Joanne Vella Cuschieri LL.D.

The Police
(Inspector Bernard Charles Spiteri)

-vs-

Mihaela Belicko, 21 years old, daughter of Mirolslav and Zuzana nee' Bazalja, born in Novi Sad, Republic of Serbia on the 14th January 1997, resides at Buttigieg Flats, Flat 6, Qbajjar Street, Marsalforn, Zebbug, Gozo and holder of Serbian passport with number 011266671

Nikola Panic, 26 years old, son of Slobodan and Sandra nee' Davidovic, born in Leskovac, Republic of Serbia, born on the 14th January 1992, resides at Buttigieg Flats, Flat 6, Qbajjar Street, Marsalforn, Zebbug, Gozo and holder of Serbian passport with number 010882454

Today 26th September 2018

The Court;

Having seen the charges brought forward against the accused with having in the Maltese Islands, on the 29th September 2018 at approximately half past one in the afternoon (13:30hrs) at G&R Supermarket, Capuchins Street, Victoria, Gozo:

1. Committed simple theft of food and drinks from the G&R Supermarket to the detriment of Kevin Pisani (ID 14678G) and/or other persons, which amount does not exceed twenty three euros

and twenty nine cents (€23.29), and this in violation of articles 18, 284 and 285 of Chapter 9 of the Laws of Malta.

2. And also in the same date, time, place and circumstances, attempted to steal food to the detriment of Kevin Pisani (ID 14678G) and/or other persons from the G&R Supermarket, which crime was not completed in consequence of some accidental cause independent of their will, and which theft is simple and exceeds twenty three euros and twenty nine cents (€23.29), and this in violation of Articles 18, 41(1)(a), 284 and 285 of Chapter 9 of the Laws of Malta.

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

After having heard the oral submissions on the punishment;

Considered that:

From the evidence brought forward and from the guilty plea registered by the offenders themselves, the Court concludes that the offenders are guilty of the charges laid against them.

As regards the punishment, the Court took into consideration the fact that the offenders admitted to the charges at a very early stage of the proceedings, that they co-operated with the police, that the stolen items have been recovered, the minimal value of the objects stolen, that the accused genuinely appeared to have regretted their actions and made their apologies to the parte civile in court who on his behalf accepted the apologies.

For these reasons the Court after having seen sections 18, 284, 285, 41(1)(a) of chapter 9 of the Laws of Malta on their admission finds offenders guilty of the charges brought against them and condemns conditionally discharges the accused under the provision of section 22(1) of Chapter 446 of the Laws of Malta on condition that said accused commit no offence within a period of one year from today.

In accordance with sections 22 (3) of Chapter 446 of the Laws of Malta, the Court explained in clear and simple language the meaning of this judgement to the offenders, and the consequences which would follow if they fail to abide by it.

(sgd.) Dr Joanne Vella Cuschieri
Magistrate

(sgd.) Maureen Xuereb
D/Registrar

True copy

D/Registrar