

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

MAGISTRATE DR JOSETTE DEMICOLI

**The Police
(Inspector Clayton Camilleri)**

vs

Bojan Zivkovic

Today 31st October 2018

The Court,

Having seen the charges brought against Bojan Zivkovic, holder of ID Card Number 0075238A:

Charged with having on the 29th October 2018, at about 17:30hrs, in the residence Manhattan Crt 50, Flt 8, Triq I-Iskuna, St Paul's Bay, without intent to kill or put the life of Milica Zivkovic in manifest jeopardy, caused harm to the body or health which harm is of a slight nature, as certified by Dr Charmaine Cremona MD medical number 3222, in breach of articles 221(1), 222(1)(a) of Chapter 9 of the Laws of Malta and Chapter 581 of the Laws of Malta;

Uttered insults and/or threatened Milica Zivkovic, with insults or threats not otherwise provided for in this Code, or being provoked, carries his insult beyond the limit warranted by the provocation and this in breach of article 339(1)(e) of Chapter 9 of the Laws of Malta;

This Court is requested, if deemed fit, to provide for the safety of the above mentioned Milica Zivkovic and to apply the provisions of article 412C of Chapter 9 of the Laws of Malta and to issue a protection order under those conditions deemed fit by this Court.

Having seen the Attorney General's consent so that this case be tried summarily and having heard the accused declare that he has no objection that his case be tried summarily.

Having heard the accused admit to the charges brought against him and confirm his admission of guilt after being granted sufficient time to reconsider.

Having seen all the acts and documents of the case.

Considers

The accused has admitted to the charges brought against him and thus these has been sufficiently proven.

With regards to the punishment to be meted out, the Court is taking into consideration the nature of the offence, the circumstances of the case and the early guilty plea. Moreover, the accused has apologised for what has happened and has declared that he will be moving out of the residence.

The Court, after having seen articles 221(1), 222(1)(a) and 339(1)(e) of Chapter 9 of the Laws of Malta, upon admission, finds the accused guilty of the charge brought against him and condemns him to a period of two (2) years imprisonment which by application of article 28A of Chapter 9 of the Laws of Malta are being suspended for a period of three (3) years.

Moreover in terms of article 412D of Chapter 9 of the Laws of Malta the Court is placing Bojan Zivkovic on a treatment order for a period of three (3) years so that he is given professional help for anger management and for other psychological issues which he might have.

Moreover, in terms of article 382A of Chapter 9 of the Laws of Malta issues a Restraining Order against Bojan Zivkovic in favour of Milica Zivkovic for a period of three (3) years.

The Court has explained to the accused the consequences if he commits another crime within the operative period of this judgment.

The Court orders notification of this judgment to the Probation and Parole Office.

Dr Josette Demicoli
Magistrate