



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

MAGISTRATE NATASHA GALEA SCIBERRAS B.A., LL.D.

Today: 11th February 2019

**The Police
(Inspector Godwin Scerri)**

vs

**Alb Aleksandar
Serbian Passport no: 009817550**

The Court,

Having seen the charges brought against the accused Alb Aleksandar, aged 33 years, son of Jovan and Jelisaveta nee' Burakovic, born on 7th October 1985, residing at 47, Birchfield Toni Pace Street, Mellieha and holder of Serbian Passport number 009817550;

Charged with having on the 9th February 2019 at around 17:00hrs from Valyou supermarket situated in Main Street Mellieha, with intent to commit the crime of theft, manifested such intent by overt acts which followed the commencement of the execution of the crime, in breach of Articles 41(1)(a), 284 of Chapter 9 of the Laws of Malta.

Having heard the accused plead guilty to the charges brought against him, which plea was confirmed by the accused even after the Court, in terms of Section 453(1) of Chapter 9 of the Laws of Malta, warned him of the legal consequences thereof, and allowed him sufficient time to reconsider his reply and to retract it.

Having seen the records of the case;

Having heard submissions about the punishment to be inflicted.

Considered that:

In view of the guilty plea filed by the accused, the Court cannot but find him guilty of the charge brought against him.

For the purpose of the punishment to be inflicted, the Court took into consideration the early guilty plea filed by accused, that he cooperated with the police during its investigation and that accused will be removed from the country following these proceedings. As a result the Prosecution is not insisting upon a term of effective imprisonment.

Conclusion

For these reasons, the Court after having seen Sections 41(1)(a), 284 and 285 of Chapter 9 of the Laws of Malta, upon his guilty plea, finds accused guilty of the charge brought against him and condemns him to a term of one (1) month imprisonment, which by application of Section 28A of Chapter 9 of the Laws of Malta is being suspended for a period of one (1) year from today.

The Court explained to the person sentenced, in simple terms, the legal consequences of this judgement should he commit any other offence punishable by imprisonment within the operative period of the suspended sentence.

Natasha Galea Sciberras
Magistrate