

**Court of Magistrates (Malta)
As A Court of Criminal Judicature**

Magistrate Dr. Claire L. Stafrace Zammit B.A. LL.D.

**The Police
[Inspector Matthew Vella]**

-vs-

Chukwuebuka Emmanuel Mbonu

Case Number: 188/19

Today, the 4th of December 2020

The Court;

Having seen that the accused Chukwuebuka Emmanuel Mbonu, holder of Nigerian Passport Number A50547201 was charged with having on these Islands, on the 8th March 2019 and in the preceding days and months, in various parts of Malta, by means of several acts committed by the accused, even if at different times, which acts constitute violations of the same provisions of the law;

1. With having, by means of any unlawful practice, or by the use of any fictitious name, or the assumption of any false designation, or by means of any other deceit, device or pretence calculated to lead to the belief in the existence of any fictitious enterprise or of any imaginary power, influence or credit, or to create the expectation or apprehension of any chimerical event, made a gain of more than five thousand Euros [€5000] to the detriment of Intercomp Marketing Limited;
2. For having made to the prejudice of any other person, any other fraudulent gain not specified in the preceding articles of this sub-title;

The Court was requested to apply *mutatis mutandis* the provisions of Article 5 of the Money Laundering Act. Chapter 373 of the Laws of Malta, as per Section 23A(2) of Chapter 9 of the Laws of Malta.

The Court was also requested that in case of a finding of guilt of the accused, apart from inflicting the punishment prescribed at

Law, also orders the forfeiture of all the objects exhibited in these proceedings.

The Court was also requested that, in pronouncing judgement or in any subsequent order, sentence the person/s convicted, to the payment, wholly or in part, to the Registrar, of the costs incurred in connection with the employment in the proceedings of any expert or referee, within such period and in such amount as shall be determined in the judgment or order, as per Section 533 of Chapter 9 of the Laws of Malta.

Heard all evidence including that of aggrieved party dated 23rd October 2020 wherein it was declared that the accused has paid all his dues;

Having heard guilty plea of accused dated 27th November 2020 whereby he registered a guilty plea of all charges and this in view of the fact that there has been a plea bargaining between the Attorney General and defence;

Having seen joint note between Attorney General and defence dated 3rd December 2020 wherein the punishment of two (2) years suspended for four (4) years was agreed upon;

Having that this Court agrees to such punishment.

On the above basis finds accused Chukwuebuka Emmanuel Mbonu guilty of the charges brought against him upon guilty plea and condemns him to two (2) years imprisonment by which by virtue of Article 28A of Chapter 9 are being suspended for four (4) years.

Finally, explained in simple words the repercussions if such order is not complied with.

Ft./Dr. Claire L. Stafrace Zammit B.A. LL.D.
Magistrate

Benjamina Mifsud
Deputy Registrar