



Court of Magistrates (Malta) as a Court of Criminal Judicature

THE POLICE (INSPECTOR ELISIA SCICLUNA) V. ALINA-MARIANA FIRON

MAGISTRATE: DR. VICTOR G. AXIAK

9 March 2024

THE COURT,

having seen the charges preferred against Alina-Mariana Firon, 34 years of age, daughter of Ion and Vasilica nee' Branascu, born in Romania (Buzau) on the 24 June 1989, without a fixed address in Malta and with Romanian identification document Serie ZV number 549654 ("the accused"), who was arraigned before the Court on 9 March 2024 and charged with having on 7th March 2024, at 11.00hrs and/or during the previous time in Azzopardi Street, Marsa, Malta:

- 1. Caused Catherine Cesare slight bodily harm as certified by Dr. Gary Magri Gatt (MED:4143) of Floriana Health Centre - Art.221 (1) of Chapter 9 of the Laws of Malta**
- 2. Without the intent of committing another offence, entered into the dwelling-house of another person (Catherine Cesare), against the express warning of such person, or without their knowledge, or under false pretences or by any other deceit. - Art 339 (1) (o) Chap 9 of the laws of Malta**

having seen that in the sitting held on 9 March 2024 the accused pleaded guilty to the charges brought against her and the Court thereafter explained the consequences of the admission to the accused and postponed the case to ensure that the accused consults her lawyer once again and reconsider her decision,

having seen that when the case was called once again the accused reiterated her admission to the charges brought against her,

having heard submissions on punishment,

having seen all the acts of the case,
gives the following

Judgement

Given the early plea of admission and the fact that the accused cooperated with the Police in their investigations, the Court considers that an effective jail term would be disproportionate and that a suspended sentence would be appropriate in the circumstances.

Decision

For these reasons, having seen the relevant provisions of the law (Art. 28A, Art. 221(1) and Art. 339(1)(o) of Chapter 9 of the Laws of Malta) the Court finds the accused guilty of the charges brought against her upon her admission and condemns her to six (6) months imprisonment which sentence, in line with Art. 28A of Chapter 9 of the Laws of Malta, shall not take effect unless, during two (2) years from today the offender commits another offence punishable with imprisonment. The court explained to the offender in ordinary language her liability under article 28B of Chapter 9 of the Laws of Malta if during the operational period she commits an offence punishable with imprisonment.

The Court also issued a restraining order in favour of the injured party against the accused for a period of three (3) years in accordance with the terms and conditions laid out in the attached order.

**V.G. Axiak
Magistrate**

**Y. M. Pace
Dep. Registrar**