



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

**MAGISTRATE DR SIMONE GRECH
B.A., LL.D., MAG. JUR. (EUR LAW)**

Case number 30/2022 (SG)

**The Police
(Inspector Bernard Charles Spiteri)**

vs

Vincenzo Bottaro

Today, 15th of January 2025

The Court;

Having seen the charges brought against Vincenzo Bottaro aged 30 years old son of Carmelo and Salvatrice nee' Lucifora, born in Vittoria, Italy on the 26th October 1991 holder of Maltese identity card number 65480A whereby he was charged with:

... having on the 7th March 2022 around 6.15 pm whilst being at Bakery Street, Zebbug Gozo and/ in the vicinties;

1. *Without the intent to kill or put the life in manifest jeopardy caused grievous bodily harm on the person of Amandeep Singh as certified by Dr Feilschel MD reg No 4790 and this in breach of articles 214 and 216 of Chapter 9;*
2. *Without the intent to kill or put the life in manifest jeopardy caused grievous bodily harm on the person of Lorraine Spiteri Singh as certified by Dr Feilschel MD reg No 4790 and this in breach of articles 214 and 216 of Chapter 9;*
3. *And also with having on the same date, time, place and circumstances, wilfully disturbed the public good order or the public peace, and this in breach of article 338(dd) of Chapter 9 of the Laws of Malta;*

4. *And also with having become a recidivist after being sentenced by the Courts of Malta/Gozo for an offence by a judgement which has become absolute and this in breach of articles 49 and 50 of Chapter 9.*

The Court is being kindly requested where it deems expedient in order to provide for the safety of Amandeep Singh and Lorraine Spiteri Singh, or for the keeping of the public peace, in addition to or in lieu of the punishment applicable to the offence require the offender to enter into his own recognizance in a sum of money to be fixed by court.

Having seen all documents exhibited;

Having heard the evidence;

Having read out the note of the Attorney General dated 30th October 2023 and having seen that the accused had no objection that this case be heard and tried summarily;

Considers:

Although the prosecution brought forth several witnesses, the only witness who was present when the violation of the law allegedly occurred did not testify. The Court has only the statements which were released by the accused and the alleged victims. However, all the other witnesses only reported what was told to them as none were eye-witnesses of this alleged fight. As a result, the Prosecution did not bring the best evidence they could with regards to this case. The Court is not convinced that the Prosecution proved the charges brought against the accused beyond any reasonable doubt.

Consequently the Court shall proceed to acquit the accused from all charges.

DECIDE

For the above-mentioned reasons, the Court is not finding the accused guilty of the charges brought against him and is thereby acquitting him.

(sgd) Dr Simone Grech
Magistrate

(sgd) John Vella
D/Registrar

True Copy

For the Registrar