



COURT OF MAGISTRATES (MALTA)
AS A COURT OF CRIMINAL JUDICATURE
MAGISTRATE DR. KEVAN AZZOPARDI B.A. LL.D

Today the 18th March 2025

Case Number: 753/2024

The Republic of Malta

vs

Anand Amarthaluri

(holder of Indian passport bearing number Y8903703)

The Court:

Having seen that the accused Anand Amarthaluri, twenty nine (29) years old, born in India on the twentieth (20th) of August of the year one thousand nine hundred and ninety five (1995), holder of Indian passport bearing number Y8903703 was arraigned under arrest and charged in the name of the Republic of Malta with having in the Maltese Islands during the periods of the 19th of July of the year 2022 and the 2nd of August of the year 2022 and in particular during the night of the 1st of August of the year 2022 and the 2nd of August 2022 from inside a Roper hotel, tower Rd, Sliema,

1. Committed theft of cash, aggravated by amount, person and by time to the detriment of 'Etienne Saliba' and/or other persons and this is in breach of articles 261, 279(b), 280 and 281 of Chapter 9 of the Laws of Malta.

Having seen that on the 10th of October 2024 the accused registered a guilty plea.

Having seen that the defence requested the appointment of a probation officer in order to carry out a presentencing report.

Having seen the acts of the case.

Having heard the defence counsel and the prosecuting officer's final oral submissions in relation to the punishment to be inflicted upon the accused.

Considerations:

This is a case where the accused admitted to the charges brought against him almost at the very first opportunity. In view of the accused's voluntary admission, the Court has no other option but to find the accused guilty of the charges brought against him. The Court considered the circumstances of the accused as presented by his defence counsel.

Having seen the clean criminal conduct of the accused.

Having considered that the prosecuting officer declared that the accused had paid in full the amount stolen.

Having considered the report by the probation officer and the recommendations made.

Decision:

For these reasons, the Court, having seen article 17, 261(c)(d)(f), 267, 268, 270, 279(b), 280, and 281 of Chapter 9 of the Laws of Malta, upon his own admission, finds the accused Anand Amarthaluri, holder of Indian passport bearing number Y8903703 guilty of the charge brought against him, and condemns him to the punishment of two (2) years imprisonment, and after having seen Article 28A of the Criminal Code, Chapter 9 of the Laws of Malta, orders that the accused be dealt with through a suspended sentence, provided that the punishment inflicted shall not begin to take place except if, during the four (4) years period that begins to run from the date of this order, the offender commits another crime punishable by imprisonment, and after that a competent court orders in terms of article 28B of the Criminal Code, Chapter 9 of the Laws of Malta that the original judgement should begin to take effect.

The Court, in terms of sub article (4) of article 28A of the Criminal Code, Chapter 9 of the Laws of Malta, warned the accused about the legal consequences should he commit another crime within the prescribed operative period of the suspended sentence.

The Court finally orders that the Attorney General is given access to a scanned copy of the acts of the proceedings, together with access to a scanned copy of the judgment, within six (6) working days from the date of the judgment.

Kevan Azzopardi B.A. LL.D
Magistrate

Josanne Gauci
Deputy Registrar

< Final Judgement >

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