



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

Magistrate Dr. Donatella M. Frendo Dimech LL.D., Mag. Jur. (Int. Law)

**The Police
(Inspector Keith Xerri)**

-vs-

Agata Jasko, holder of Maltese residence permit number 0168532A

Criminal Proceedings No.3484/2025

Today, the 13th day of May, 2025

The Court,

Having seen the charges brought against the person charged **Agata Jasko** who is being charged with having:

Between the 17th June 2023 and 23rd June 2023, in 26, Fl 4, Triq in-Naxxar, San Gwann and other places within the Maltese islands:

1. 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 profit of one hundred and ninety-eight euro (€198) at the expense of Valentina Venece, which amount of the damage caused does not exceed five hundred euros (€500),

2. Accused also for having, at the same time, and circumstances to the detriment of Valentina Venece, made any other fraudulent gain, not mentioned in the articles of Sub Title III Title IX Second Section First Book of the Criminal Code, Chapter 9 of - Laws of Malta, which amount of damage caused is of one hundred and ninety-eight euro (€198), which amount does not exceed five hundred euros (€500).

Having Considered,

Whereas having, heard the person charged plead guilty to the charges brought against her notwithstanding the fact that the Court warned her in the most solemn manner of the legal consequences of her guilty plea, and after having given her sufficient time within which to reconsider and withdraw her guilty plea;

Having heard witnesses;

Having seen all the acts and documents exhibited;

Having heard the prosecution and defence counsel make their submissions;

Considers,

Having heard the defendant guilty pleas to the charges brought against her, the Court has no alternative but to declare her guilty of the said charges.

Punishment

With regards to punishment the Court took into consideration the defendant's early admission of guilt, her clean criminal record, the nature of the offences of which she stands charged, the amount defrauded which was that of one hundred and ninety-eight Euros (€198) and the circumstances of the case, particularly the fact that the injured party was reimbursed before the commencement of these proceedings, and thus Article 337(1) of the Criminal Code finds application.

The second offence is an alternative charge to the first offence with regards to which the defendant is being found guilty. Hence, the Court is abstaining from taking further cognizance thereof.

Decide

In view of the above, the Court, whilst abstaining from taking further cognisance of the second offence, having seen Articles 308 and 310(1)(c) of the Criminal Code, Chapter 9 of the Laws of Malta, finds the defendant guilty of the charges brought against her, but by virtue of Article 22 of the Probation Act, Chapter 446 of the Laws of Malta, is conditionally discharging the defendant for a period of two (2) years commencing today.

The Court explained to the defendant in ordinary language the significance of this judgement and of the consequences should she fail to observe the conditions imposed, namely that should she commit another offence during the period of conditional discharge, she will be liable to be sentenced for the original offence.

Finally in terms of Article 392A(2) of the Criminal Code, the Court orders that within six (6) working days, the Attorney General shall be given access to a scanned copy of the records, together with access to a scanned copy of the judgment.

Dr. Donatella M. Frendo Dimech LL.D., Mag. Jur. (Int. Law)
Magistrate