



**COURT OF MAGISTRATES (MALTA)
AS A COURT OF CRIMINAL INQUIRY**

**MAGISTRATE DR.
GIOVANNI GRIXTI**

Sitting of the 4th August, 2004

Number. 602/2004

The Court;

Having seen the accusation brought against **Raman YU Lei**, 34 years, son of Zhenxian and Meiling nee' Liang, born in China on the 8th of December 1970, residing at 139, Joseph Court, Garden View Complex, Swieqi, holder of ID number 16969A, and charged with having;

On the 26th July 2004 and the preceding months on these Islands, misapplied converting to his own benefit or to the benefit of any other person, passport number G00725567 and passport number G04593593 which had been entrusted or delivered to him under a title which implies an obligation to return such thing or to make use thereof for a specific purpose, by reason of his profession, trade, business, management, office or service or in consequence of a necessary deposit,

Moreover under the same circumstances, by means of several acts, even if at different times, that constituted violations of the same provision of the law, and committed in pursuance of the same design;

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 gain of more than EUR 2000 and USD 2700 to the prejudice of Yang Haoxiang, Fu Yongfan and Bank of Valletta

Under the same circumstances committed forgery of a number of authentic public instruments or of any commercial documents or private bank documents, by counterfeiting or altering the writing or signature, by feigning any fictitious agreement, disposition, obligation or discharge, or by the insertion of any such agreement, disposition, obligation or discharge in any of the said instruments or documents after the formation thereof, or by any addition to or alteration of any clause, declaration or fact which such instruments or documents were intended to contain or prove;

Under the same circumstances knowingly made use of any of the false acts, writings, instruments or documents mentioned above.

Under the same circumstances made use of car number KAS 60, make Mazda, without having a valid policy of insurance in respect of third party risks in terms of article 3, Chapter 104.

Having heard the plea of guilt;

Having seen the records of the inquiry and heard the evidence relative to the plea of guilt;

Informal Copy of Judgement

Finds the accused guilty as charged.

Having seen articles, 18, 183, 184, 293, 294, 308, 309 and 310 Chapter 9 and 3 Chapter 104 of the Laws of Malta;

Considered that the accused has a clean conviction sheet and that his plea of guilt was registered in the early stages of the proceedings;

With respect to the first five charges condemns the accused to a term of imprisonment of two (2) years from today which term shall not elapse unless the accused commit any other offence within a period of four (4) years from today and with the added condition that he refunds the sums of Euro 2076.36 and US Dollars 2569.55 to Bank of Valletta within a period of six (6) months from today in terms of section 28 A and 28 H of Chapter 9 of the Laws of Malta. With respect to the last charge, the Court condemns the accused to a fine (multa) of one thousand Malta Liri (Lm1000) payable within a period of six months from today and further disqualifies the accused from holding any driving license for a period of fifteen days (15) from today.

The Court explained the obligations of the accused arising out of this judgment.

< Final Judgement >

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