



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

**MAGISTRATE
ANTONIO GIOVANNI VELLA**

Sitting of the 15 th February, 2007

Number 231/2006

**THE POLICE
INSPECTOR THERESE SCIBERRAS**

VS

SIMON ROYSTON GOLDRE

The Court;

After having seen the charges brought against Simon Royston Goldre, aged 36 years, son of Roy and Ann, born on the 17th of April, 1970, residing at Blossom, Flat 4, Triq il-Marfa, Mellieha, holder of identity card number 34094A;

Accused of having during the month of July 2006 at different times, whilst in Mellieha committed several acts which constitute violation of the same provision of the Law, and were committed in pursuance of the same design when he repeatedly threatened and inflicted slight injuries on the person of Nathalie Jane Calderbank;

Also of having on the same dates, time and place caused slight bodily harm by means of a cutting or pointed instrument, that is a kitchen knife, in breach of Article 217 of Chapter of the Laws of Malta;

And also of having on the same dates, times and place pursued a course of conduct which causes another to fear violence to be used against her when he knew or ought to have known when such course of conduct was not reasonable for the protection of himself, and was directed towards a domestic person as defined in Article 2 of the Domestic Violence Act;

And also of having, without the intent to kill or to put the life of Nathalie Jane Calderbank, in manifest jeopardy caused grievous injuries which caused permanent debility of the health or any permanent functional debility of any organ of the body, or any permanent defect in any part of the physical structure of the body, or any permanent mental infirmity, in breach of Article 218(1)(a) of Chapter 9 of the Laws of Malta.

After having seen the documents exhibited;

After having seen Articles 18, 214, 216, 217, 218, 221, 251A, 251B, 251C of Chapter 9 of the Laws of Malta.

Considered:

The Prosecution failed several times to appear in Court and submit any evidence in this case, and although the charges were read and the proceedings commenced, the accused never attended one before this Court. In fact, the Prosecution had to verify whether the accused as still residing in Malta. The Court noted that, over a period of seven months, not one witness was produced, nor was the accused ever summoned to appear.

For these reasons, given that these are summary proceedings and the Prosecution failed to follow up the

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case according to Law, the Court declares these proceedings as extinguished.

< Final Judgement >

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