



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

**MAGISTRATE DR.
EDWINA GRIMA**

Sitting of the 19 th August, 2008

Number. 766/2008

**The Police
(Inspector Priscilla Caruana)**

vs

**Muna Suleiman Hirsi (police number 07MMM03 of 21
years, born in Mogadishu, Somalia on 01/01/1987
daughter of Suleiman Hirsi and Deeqa Yusif and
residing at Hal Far Open Center, limits of Hal-Far,
Birzebbuga**

The Court;

Having seen the charges brought against the accused
Muna Suleiman Hirsi in that she was charged with:

1. Having on the 18th of August 2008 at about 11:30 am at
the HFO Open Center, Birzebbuga reviled or threatened,
or caused a bodily harm to Mario Camilleri (471154M),
Anna Spiteri (252857M) and Aris-John Fenech

(173178M), while in act of discharging their duty or because of their having discharged such duty, or with intent to intimidate or unduly influence them in the discharge of such duty;

2. Also for having on the same date, time, place and circumstances wilfully committed any spoil, damage, or injury to or upon any movable or immovable property belonging to the Government of Malta, that is, a wooden door and a window pane, which damage exceeds two hundred and thirty –two euros and ninety-four cents (232.94) but does not exceed two thousand and three hundred and twenty-nine euros and thirty-seven cents (2,329.37);

3. Also for having on the same date, time, place and circumstances without a lawful order from the competent authorities, and saving the cases where the law authorises private individuals to apprehend offenders, arrests, detains or confines the persons of Mario Camilleri (477154M)M, Anna Spiteri (252857M) and Aris-John Fenech (173178M) against their will;

4. Also for having on the same date, time, place and circumstances disobeyed the lawful orders of any authority or of any person entrusted with a public service, or hindered or obstructed such person in the exercise of his duties, or otherwise unduly interfered with the exercise of such duties, either by preventing other persons from doing what they are lawfully enjoined or allowed to do, or frustrating or undoing what has been lawfully done by other persons, or in any other manner whatsoever, unless such disobedience or interference falls under any other provision of this Code or of any other law;

5. Also for having on the same date, time, place and circumstances wilfully disturbed the public good order or the public peace.

Having seen the documents exhibited;

Having heard that the accused registered a guilty plea to all charges brought against her which admission of guilt was reaffirmed by the accused after having been given sufficient time to reconsider the same;

Considers;

In view of the admission to the charges made by the accused in the acts or the proceedings, the Court finds the accused guilty as charged.

In considering the punishment to be inflicted the Court is taking into consideration the admission filed by the accused at the early stages of these proceedings, and the clean criminal record of the accused.

Consequently the Court after having seen Section 86, 96, 325(1) (b), 338(dd), 338(ee) of the Criminal Code finds the accused guilty of all charges brought against her and condemns the accused to a period of one (1) year imprisonment which period of imprisonment after having seen Section 28A of the Criminal Code is being suspended for a period of two (2) years.

The Court by application of Section 383 of the Criminal Code is binding the accused not to communicate in any way whatsoever with Aris-John Fenech, Mario Camilleri, Anna Spiteri under a penalty of two thousand euros (€2,000) and this for a period of twelve (12) months. The accused furthermore shall in no way and by no means whatsoever proceed to the Hal-Far Open Centre or its vicinities. Finally, by application of Section 28H of the Criminal Code orders the accused to pay the injured party the Government of Malta the sum of two hundred thirty three euros (€233) and this within a period of six (6) months from today.

The Court explained to the accused the consequences according to law should she commit a crime within the operative period of this judgement.

Informal Copy of Judgement

The Court orders that a copy of the acts of the proceedings and the judgement be sent to the Attorney General according

< Final Judgement >

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