



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

**MAGISTRATE DR.
ANTONIO MIZZI**

Sitting of the 7th October, 2008

Number. 1396/2007

The Police

vs

Jeraimiah Ali, son of Georgiani, born in Nigeria on the 12th
February, 1985

The Court,

Having seen the charges proffered against the accused,
namely:

1. with having on the 10th July, 2006 at about mid-night
in San Gwann, without the intent to kill or to put the life of
any person in manifest jeopardy, caused greivous bodily
harm on the person of Ms Claudette Carmen Falzon as
certified by Dr. E. Busuttill M.D. of E.N.T. Casualty, St.
Luke's Hospital;

2. with having on the same day, time, place and circumstances, without a lawful order from a competent authority, and saving the cases where the law authorizes private individuals to apprehend offenders, arrested, detained or confined the person of Ms Claudette Carmen Falzon against the will of the same, or provided a place for carrying out such arrest, detention or confinement and moreover was subjected to bodily harm and threatened with death;
3. with having on the same day, time, place and circumstances attempted to use force against Ms Claudette Carmen Falzon with the intent to annoy or to hurt such person or others unless the fact constitutes some other offence under any other provision of the Criminal Code;
4. with having on the same day, time, place and circumstances uttered insults or threats not otherwise provided for in the Criminal Code, or being provoked, carried your insults beyond the limits warranted by the provocation.

Having seen the note filed by the Attorney General whereby he authorized the Court to proceed with the case summarily.

Having seen the records of the case of the 7th October, 2008 from where it results that the accused admitted to the charges as proffered.

Having heard the prosecution and the lawyer of the accused with reference to the punishment that this Court is to award.

Consequently, the Court finds the accused guilty of the charges as proffered. Having seen sections 214, 216(1)(b), 86, 87(c) and 339(d)(e) of the Criminal Code. This Court does not condemn him to a term of imprisonment but sets him free under the terms of section 22 of Chapter 446 of the Laws of Malta on condition that he commits no further offence for a period of three years from today. Moreover, having seen section 383 of the Criminal Code orders the accused not to talk or to molest

Informal Copy of Judgement

Ms Claudette Carmen Falzon for a period of one year
under a personal guarantee of €230.

< Final Judgement >

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