



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

**MAGISTRATE DR.
AUDREY DEMICOLI**

Sitting of the 23rd December, 2008

Number 1264/2008

**Police
Inspector Edel Mary Camilleri**

VS

Christopher Nicholas Obese

The Court;

Having seen the accused Christopher Nicholas Obese of 16 years, son of Nicholas and Beby, born on the 4th of August 1990, and escapee from Hal Far Barracks and currently residing at Lock up Floriana, Malta and holder of no documents of Nigerian nationality and holder of Police Immigration Number 08HH-004 was arraigned before her and charged with having:

On the 20th December 2008 and months previous and later dates in Malta, made use or caused to be made a false return, false statement or false representation and/or furnished the Principal Immigration Officer with false information, and this in violation of Article 32 (1c) of Chapter 217 of the Laws of Malta.

And also under the same circumstances, for having committed any other kind of forgery, or knowingly made use of any other forged document, and this in violation of Article 189 of Chapter 9 of the Laws of Malta.

And also for having committed escape from a place of custody, and this in violation of Article 151 of Chapter 9 of the Laws of Malta.

The 1 counterfeit Spanish residency permit card issued on the name of Fred Kenneth, being the *corpus delicti* on this case, are being exhibited *ad animo ritirandi*,

It is therefore being humbly requested that the Court investigates the case according to the law.

Having heard the accused plead guilty to all the charges brought against him, notwithstanding the fact that the Court warned him of the consequences of his plea after having afforded to him sufficient time within which to withdraw his guilty plea.

Having heard the guilty plea to all the charges brought against him the Court has no alternative but to find the accused guilty of all the said charges.

With regard to punishment the Court took into consideration the young age of the accused, the fact that he has a clean criminal record and the fact that he pleaded guilty at an early stage of the proceedings.

The Court after having seen sections 17, 151, 189, 31 and 37 of Chapter 9 of the Laws of Malta and section 32 (1c) of Chapter 217 of the Laws of Malta finds the accused

guilty of all the charges brought against him and condemns him to eighteen (18) months imprisonment which in terms of section 28A of Chapter 9 of the Laws of Malta are being suspended for a period of three (3) years from today.

In terms of section 401(3) of Chapter 9 of the Laws of Malta, the Court orders that a copy of this judgement together with the acts of these proceedings are sent to the Attorney General within the time limit stipulated by Law.

The Court declares that it has explained to the defendant the serious implications of Article 28A of Chapter 9 of the Laws of Malta should the defendant commit any crime within the period when the sentence is suspended.

< Final Judgement >

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