



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

**MAGISTRATE DR.
CONSUELO-PILAR SCERRI HERRERA**

Sitting of the 30 th March, 2009

Number 336/2009

The Police
Inspector Edel Mary Camilleri
Inspector Nezren Grixti
V

KESHAVARZ MAJID ET

The Court

Having seen that the accused **MAJID KESHAVARZ**, aged 35, son of Alijan of Iranian nationality, born on the 27th August 1974 holder of passport number J11534686 of unknown address, **CARMEN SOLBI**, aged 29, daughter of Parviz of Iranian nationality, born on the 14th September 1980 holder of passport number K10236546 of unknown address, **SOUREH KHORSANDI ASTANEH**, aged 28, daughter of Hamid of Iranian nationality, born on the 29th October 1981 holder of passport number Z11047509 of unknown address, **MOHAMMAD**

ROSTAMNEJAD NAMIN, aged 25, son of Ahmad of Iranian nationality, born on the 25th November 1984 holder of passport number J13281166 of unknown address, **GHASEM GHASEMIBAHHEREH**, aged 31, son of Gholi of Iranian nationality, born on the 11th September 1978 holder of passport number R14115745 of unknown address, **EHSAN FAKHARI MOBARAKEH**, aged 22, son of Iraj of Iranian nationality, born on the 30th May 1987 holder of passport number K11933137 of unknown address, **ESMAEL SEDDIGH**, aged 33, son of Yousef of Iranian nationality, born on the 21st January 1976 holder of passport number F14720051 of unknown address, **MOHAMMAD ZAMMANI ASI**, aged 38, son of Resa of Iranian nationality, born on the 15th June 1971 holder of passport number Z2519112 of unknown address, **AMIR HAGHPARAST**, aged 30, son of Abbas of Iranian nationality, born on the 10th April 1979 holder of passport number P15345199 of unknown address, **MARJAN RIYABI**, aged 32, daughter of Rajabali of Iranian nationality, born on the 23rd November 1977 holder of passport number J11506407 of unknown address, **OMID HAGHPARAST**, aged 48, son of Abbas of Iranian nationality, born on the 1st February 1961 holder of passport number J11502555 of unknown address, **MOHAMMADMEHDI KHALIFEH**, aged 26, son of Borgalli of Iranian nationality, born on the 19th June 1983 holder of passport number B14345373 of unknown address, **MEHRAN LATARANI**, aged 34, son of Jamsid of Iranian nationality, born on the 11th April 1975 holder of passport number R10762798 of unknown address, **ELISA FOTOOHI**, aged 23, son of Avazollah of Iranian nationality, born on the 6th August 1986 holder of passport number R14120673 of unknown address, **AMIR SAMADI MOVAGHAR**, aged 29, son of Ali of Iranian nationality, born on the 29th September 1980 holder of passport number U14683043 of unknown address, **DAVOUD EBRAHIMPOUR MOGHADDAM**, aged 45, son of Jabbar of Iranian nationality, born on the 7th March 1965 holder of passport number U14664126 of unknown address, **SEYEDASHKAN TABATABAEI**, aged 39, son of Seyedaziz of Iranian nationality, born on the 10th December 1970 holder of passport number N14058268 of

unknown address and **SHARAREH GHORBANIAN**, aged 41, daughter of Parviz of Iranian nationality, born on the 21st December 1968 holder of passport number G2276708 of unknown address, were arraigned before her accused with having on the 29th March 2009 and months previous and later dates in Malta, made use of a document (falsified passport) or having committed any other kind of forgery, or knowingly made use of any other forged document and this in violation of section 189 of Chapter 9 of the Laws of Malta.

For having under the same circumstances, knowingly committed forgery of any authentic and public instrument or of any commercial document or private bank document, by counterfeiting or altering the writing or signature, by feigning any fictitious agreement, disposition, obligation or discharge in any of the said instruments or 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 proof, and this in violation of sections 183 and 184 of Chapter 9 of the Laws of Malta.

Having seen all the documents exhibited in the acts of these proceedings by the Prosecution in particular the true photo copies of the passports and visas of all accused.

Having heard all accused plead guilty to the charges brought forward against them when they were duly examined in terms of sections 370(4), 390(1) and 392 of Chapter 9 of the Laws of Malta and this after the Court nominated an interpreter and was told by same that all the accused understood the nature of the charges brought forward against them.

The Court explained to all the accused the consequences of their plea of guilt and after having given them sufficient time to reconsider their plea of guilt and saw that the same accused insisted on registering in the acts of these proceedings their plea of guilt, had no alternative but to register such plea.

In the light of the above plea of guilt which guilty plea was made voluntarily, expressly and unconditionally, the Court is satisfied that all accused are to be found guilty of the charges brought forward against them.

The Court considered the full co-operation of all accused and this from an early stage right from the beginning of the investigation when they released their statements, the early plea of guilt registered in these proceedings during the first sitting when the examination of all accused took place in terms of sections 370(4), 390(1) and 392 of the Criminal Code and the fact that all accused are to be treated as first time offenders, since no conduct sheet of the accused was exhibited.

Consequently the Court, having seen the relevant sections at law in particular section 183, 184 and 189 of Chapter 9 of the Laws of Malta, **declares she finds MAJID KESHAVARZ, CARMEN SOLBI, SOUREH KHORSANDI ASTANEH, MOHAMMAD ROSTAMNEJAD NAMIN, GHASEM GHASEMIBAHHEREH, EHSAN FAKHARI MOBARAKEH, ESMAEL SEDDIGH, MOHAMMAD ZAMMANI ASI, AMIR HAGHPARAST, MARJAN RIYAH, OMID HAGHPARAST, MOHAMMADMEHDI KHALIFEH, MEHRAN LATARANI, ELISA FOTOOHI, AMIR SAMADI MOVAGHAR, DAVOUD EBRAHIMPOUR MOGHADDAM, SEYEDASHKAN TABATABAEI and SHARAREH GHORBANIAN guilty of the charges brought forward against them and decides to condemn them to a period of six [6] months imprisonment suspended for two [2] years in terms of article 28A of Chapter 9 of the Laws of Malta.**

The Court explained the importance of this judgment to all accused and the consequences if they fail to adhere to it, the accused declared they fully understood the judgment given.

Finally the Court orders that a copy of this judgment together with the acts of these proceeding be sent to

Informal Copy of Judgement

the Attorney General within three (3) days in terms of Section 401(3) of the Criminal Code.

< Final Judgement >

-----END-----