



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

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

Sitting of the 1 st October, 2009

Number 1018/2009

**The Police
Inspector Joseph Hersey
V**

EMANNUEL HENNEH

The Court

Having seen that the accused **EMANUEL HENNEH**, aged 30, son of Edward and Comfort, born in Ghana on the 30th March 1979 and residing at Hal Far Tent Village, in possession of a police number 07Q-037 was arraigned before her accused with having on the 29th September 2009 and in the previous days in Malta, conspired together with other persons in Malta or outside Malta with the intention of committing a crime in Malta which is punishable by imprisonment.

Moreover with having under the same circumstances in these Islands as a person who embarked or disembarked from Malta, made or caused to be made a false return,

false statement or false representation and /or furnished the Principal Immigration Officer with false information.

For having under the same circumstances in these Islands made use of a passport (French passport no; 03XK57195 pertaining to a certain Maingain Nicolas Andre) pertaining to another person.

Further more for having under the same circumstances, in these Islands knowingly made use of a forged document being a French passport no; 03XK57195, pertaining to a certain Maingain Nicolas Andre.

Having heard the accused declare that he understands the English language well and that he understood the charges brought forward against him by the prosecution.

Having seen all the documents exhibited in the acts of these proceedings by the prosecution in particular the statement released by the accused, his boarding pass, a true photocopy of the passport of the accused a personal details form of the accused and the consent of the Attorney General.

Having heard the accused plead guilty to the charges brought forward against him.

The Court explained to the accused the consequences of his plea of guilt and after having given the accused sufficient time to reconsider his plea of guilt and saw that the same accused insisted on registering in the acts of these proceedings his 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 the accused is to be found guilty of the charges brought forward against him.

The Court considered the fact that the prosecution declared that the accused corroborated during these procedures.

The Court also noted that these offences are becoming frequent lately and thus wants to send a message to the society in general, that those who commit these types of crimes will end up behind closed doors.

Thus the Court having seen the relevant sections at law in particular Section 32(1) (c) of Chapter 217, Section 48A and 189 of Chapter 9 and Section 4 of Chapter 61 of the Laws of Malta **decides to find the accused EMANUEL HENNEH guilty of the charges brought against him by the prosecution and decides to condemn him for a period of seven (7) months imprisonment.**

< Final Judgement >

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