



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

**MAGISTRATE DR.
ANTONIO MIZZI**

Sitting of the 23rd September, 2009

Number. 690/2009

The Police
(Inspector Priscilla Caruana)
vs

Farhan Ainab Mohamud, son of Mohamud, born in
Somalia on the 1st January, 1979

The Court,
Having seen the charges proffered against the accused,
namely:

1. with having on the 15th July, 2009 at about 1400
hours at the Hanger Open Centre, Hal-Far, limits of
Birzebbugia caused injuries of a grievous nature on
PC1148 Adrian Zahra as certified by Dr. T. Armantis of
Mater Dei Hospital;

2. for having on the same date, time, place and circumstances assaulted or resisted by violence or active force not amounting to public violence, PC1148 Adrian Zahra, a person lawfully charged with a public duty when in the execution of the law or of a lawful order issued by a competent authority;

3. for having on the same date, time, place and circumstances willfully disturbed the public good order or the public peace;

4. 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;

The Court has been requested to, in addition to, or in lieu of the punishment applicable to the offence, apply the provisions of section 383 of the Criminal Code for the safety of PC1148 Adrian Zahra.

Having seen the note of the Attorney General whereby he gave his consent that this case be tried summarily.

Having seen the records of the case of the 23rd September, 2009 whereby the accused admitted to the charges as proffered.

Having heard the prosecution officer and the attorney of the accused with regards to the punishment to be meted out.

Consequently, the Court finds the accused guilty of the charges as proffered. Having seen sections 96(a), 216(1)(d) and 338(dd)(ee) of the Criminal Code condemns the accused to a period of six months imprisonment. In the circumstances, there is no need for the application of section 383 of the Criminal Code.

< Final Judgement >

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