



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

**MAGISTRATE  
ANTONIO GIOVANNI VELLA**

Sitting of the 13 th February, 2010

Number. 122/2010

**POLICE  
INSPECTOR NIKOLAI SANT  
INSPECTOR TREVOR MICALLFE**

**VS**

**OMMISSIS  
JOHN PATRICK DOWD**

**The Court;**

After seeing the charges brought against:

Omissis

And

John Patrick Dowd, 39 years, son of Bernard and Mary  
nee' Beegal, born in 2<sup>nd</sup> January 1971, England, residing

1E, Olympic Apts., Triq I- Adrijatiku, San Gwann and holder of Maltese identity card number 43767(A);

For Having in these islands on the 12<sup>th</sup> February 2010 at about 2.45pm from Nove Wine and Beer Bar, St. George's Road, St. Julian's and/ or in the vicinity;

1) made fraudulent gain not specified in the preceding articles of this sub- title to the detriment of the owner of Nova Wine and Beer Bar;

Also accused that on the same date at about 3.00pm inside the St. Julian's Ploice Station and/ or in the vicinity;

2) reviled, threatened or caused bodily harm against PS 157 Brian Mifsud a person lawfully charged with a public duty, while in the act of discharging his duty or because of his having discharged such duty, or with intent to intimidate or unduly influence him in the discharge of such duty;

3) assaulted or resisted by violence or active force not amounting to public violence, on the persons of PS 157 Brian Mifsud and PC 1144 Paul Vella, a person lawfully charged with a public duty when in the execution of the Law or of a lawful order;

4) Wilfully disturbed the public good order or the public peace;

5) Disobeyed the lawful orders of the Police, persons entrusted with a public service, hindered or obstructed such persons in the exercise of his duties, or unduly interfered with the exercise of such duties, either by preventing such persons from doing what they lawfully enjoined or allowed to do, or frustrated or undid what has been lawfully done by other persons, or in any other manner whatsoever;

6) In a public place or place open to the public, were found drunk and incapable of taking care of themselves;

Considers:

After having seen the Articles 309, 95, 96, 338(dd), 338(ee), 338(ff) of Chapter 9 of the Laws of Malta;

After having seen the accused admit the charges brought against him, which admission was confirmed by him after having been given due time to reconsider in accordance with the law;

After having heard the evidence and the documents exhibited;

After having heard the accused's plea and after having given the time prescribed by Law for the accused to consider his plea, this Court finds the said accused John Patrick Dowd guilty as charged and condemns him to a term of six (6) months imprisonment suspended for two (2) years in accordance with the provisions of Article 28A of Chapter 9 of the Laws of Malta.

The Court explained in clear words the terms of the judgement to the accused.

**< Final Judgement >**

-----END-----