



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

**MAGISTRATE DR.
EDWINA GRIMA**

Sitting of the 28 th May, 2010

Number. 537/2010

**The Police
(Inspector Jesmond Micallef)**

vs

**George Benson of 25years, son of Tony and Mary
nee` Kevwe, born in Serroukunda Gambia on the 7th
June 1984, residing at number 9, Doris, Flat 1,
Nazzareno Street, Sliema and bearer of identity card
numbered 043761A**

The Court;

Having seen the charges brought against accused George Benson in that on the 22nd May 2010, at about 16:30hrs, on these islands, whilst at number 9, Doris, Flt 1, Nazzareno Street, Sliema:

Informal Copy of Judgement

1) Without the intent to kill or to put the life of any person, that is of Hassan Abubaker Azziz, in manifest jeopardy, caused injuries of grievous nature on the person of same Hassan Abubaker Azziz, as certified by Dr. Suzanne Pirotta M.D. of Mater Dei Hospital;

2) And finally with having on the same day, time, place and circumstances, even after being provoked, carried his insult beyond the limit warranted by the provocation.

Having seen the documents exhibited;

Having heard the accused admit to the charges brought against him which admission was reaffirmed after the Court gave him adequate time to reconsider same;

Having heard submissions regarding the punishment to be inflicted;

Considers;

That in view of the guilty plea filed by accused Agu Collins and Samoussou Aboubaker the Court finds them guilty as charged.

That in considering the punishment to be inflicted the Court is taking into consideration the guilty plea filed by accused, his clean conviction record and the fact that the accused has bound himself to pay all damages sustained by injured party. It also results from the records of these proceedings that the accused acted under provocation.

Consequently the Court with regard to the accused to Samoussou Abubaker after having seen Section 214, 215, 216(1)(b), 227(c), 230(b), 232 (a), 339(1)(e) of Chapter 9 of the Laws of Malta finds the accused guilty as charged and condemns him to a period of four (4) months imprisonment which in view of the above made considerations and after having seen Section 28A of the Laws of Malta suspends this period of imprisonment for a period of eighteen (18) months from today.

Informal Copy of Judgement

The Court warns accused of the consequences according to law should he commit another crime during the period of this sentence

The Court after having seen Section 383 of Chapter 9 of the Laws of Malta binds the accused for a period of one year under a penalty of five hundred euro (€500) to keep peace with the said Hassan Abubaker Azziz and generally not to disturb the public good order.

The Court orders that a copy of the sentence together with the acts be forwarded to the Attorney General according to law.

< Final Judgement >

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