



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

**MAGISTRATE DR.
AUDREY DEMICOLI**

Sitting of the 26 th June, 2010

Number 647/2010

**The Police
Inspector Geoffrey Azzopardi
vs
Mohamed Kigera**

The Court;

Having seen the charge brought against, Mohamed Kigera, age 18, son of Mustapha Kigera and Miriam, born in Gambia on the 1st January, 1992, and currently detained at GHQ lock-up, Floriana, holder of police number 08AA-007 was arraigned before it and charged with having:

1. Escaped from Safi Barracks, that is, a place of custody, in terms of Article 151 and 160 of Chapter 9 of the Laws of Malta;

2. Embarked without a passport and without furnishing the Principal Immigration Officer the prescribed information and such other information as the Principal Immigration Officer may have deemed proper to require, in terms of Article 28 of Chapter 217 of the Laws of Malta.

Having heard the accused plead guilty to all the charges brought against him, notwithstanding the fact that the Court warned him of the consequences of his guilty plea after having afforded him sufficient time within which to withdraw his guilty plea.

Having heard the accused plead guilty to the charges brought against him, the Court has no alternative but to find the accused guilty of the said charges brought against him.

With regards to punishment the Court took into consideration the fact the accused pleaded guilty at an early stage of the proceedings as well as the serious nature of the crimes for which is being found guilty and deems that an effective prison term even though in the minimum, is the most adequate punishment.

The Court after having seen sections 151 and 160 of Chapter 9 of the Laws of Malta, as well as Section 28 of Chapter 217, declares the accused guilty of the charges brought against him and condemns him six(6) months imprisonment.

In terms of section 401 (3) of Chapter 9 of the Laws of Malta, the Court orders that a copy of this judgement together with the acts of these proceedings are sent to the Attorney General within the time limit stipulated by Law.

< Final Judgement >

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