



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

**MAGISTRATE DR.
ANTONIO MICALLEF TRIGONA**

Sitting of the 4 th August, 2010

Number 786/2010

**Il-Pulizija
(Inspector Anthony Portelli
Inspector Therese Sciberras)**

VS

**Mihai Buruiana
Mara Balta
Vadar Ghimes Agafitei**

The Court

Having seen the charges laid against the accused Mihai Buruiana holder of Romanian passport number 12742340, Balta Mara holder of Romanian passport number 8558992, and Vadar Ghimes Agafitei holder of Romanian passport number 14986047.

Charged with having on these Islands by means of several acts, committed at different times in pursuance of the same design and which constitute violations of the same provisions of law:

1. charged with having on the 31st July 2010 some time during the day at St Paul's Bay whilst they were inside jeweler shop styled as 'Wignacourt Jewellery' committed theft of a gold bracelet, which theft is qualified by amount that exceeds 2329.37 Euro to the detriment of the owner/s of said shop and / or other persons;
 2. charged with having on the 31st July 2010 some time during the day at St Julian's whilst they were inside jeweler shop styled as 'Super Gold Jewellers' committed theft of six gold necklaces, which theft is qualified by amount that exceeds 232.94 Euro but does not exceed 2329.37 Euro to the detriment of the owner/s of said shop and / or other persons;
 3. charged with having on the 2nd August 2010 some time during the day at Naxxar whilst they were inside jeweler shop styled as 'Vascas Jewellery' committed theft of two gold necklaces, which theft is qualified by amount that exceeds 2329.37 Euro to the detriment of the owner/s of said shop and / or other persons;
 4. charged with having on the 2nd August 2010 some time during the day at Iklin whilst they were inside jeweler shop styled as 'Gaba Gioielli' committed theft of two gold necklaces, which theft is qualified by amount that exceeds 232.94 Euro but does not exceed 2329.37 Euro to the detriment of the owner/s of said shop and / or other persons;
 5. and finally for having on the 31st July 2010 at about 1.30pm in Mellieha with intent to commit theft from jeweler shop styled as 'Sterling Jewellers' manifested such intent by overt acts which were followed by the commencement of the execution of the crime, which crime was not completed independently of their will, and if they had succeeded to commit such theft it would be qualified by committed theft of a gold bracelet, which theft is qualified by amount which exceeds the sum of 232.94 Euro but does not exceed 2329.37 Euro to the detriment of the owner/s of said shop and / or other persons;
- Having seen the minutes of today's sitting.

Informal Copy of Judgement

Having heard the accused plead guilty to the charges on which plea they insisted even after the Court gave them time to reconsider.

Having seen all records and documents.

Proceeds in virtue of Article 392A of Chapter 9, declares the accused guilty, after having seen Article 261 (c), 267, 279 (b), 41, 17, 18 of Chapter 9 condemns each one of the accused to a term of imprisonment of two years which by application of Article 28A it is suspending for 4 years provided the accused do not within such operative period commit a further offence punishable by imprisonment.

The Court explained to the accused their responsibilities according to judgment.

< Final Judgement >

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