

Kopja Informali ta' Sentenza



**QORTI TAL-MAGISTRATI (MALTA)  
BHALA QORTI TA' GUDIKATURA KRIMINALI**

**MAGISTRAT DR.  
MARSEANN FARRUGIA**

Seduta tad-19 ta' Frar, 2011

Numru 342/2011

**The Police  
(Insp Geoffrey Azzopardi)**

**vs.**

**Mohamed Gaoussou**

The Court,

Having seen the charges brought against Mohamed Gaoussou, 20 years of age, son of Abdul Karim Gaoussou and Talhatu Alidu, born in Togo on the 12<sup>th</sup> Marcy 1991 and residing at Gilju Flat 2B, Triq Francesco Masini, Victoria Gozo, Police no 08HH-007.

Charged with having in the weeks prior to the 18<sup>th</sup> February 2011 in Malta:

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1. Without lawful authority used or had in his possession a forged document required for the purpose of the Immigration Act (Art 32 (1) (f) of Chapter 217 of the Laws of Malta)
2. Made or caused to be made any false return, false statement or false representation in relation to any information to be given under or for purposes of the Immigration Act (Art 32 (1) (c) of Chapter 217 of the Laws of Malta)
3. Made use, or attempted to make use of a passport issued to any other person (Art 4 of Chapter 61 of the Laws of Malta)
4. Received a passport transferred to him by any other person (Art 3 (b) of Chapter 61 of the Laws of Malta)

After having heard the evidence and seen the all the records of the case.

After having seen that the prosecution withdrew the first charge, and the accused declared that he is being notified of the charges as amended.

After having heard the accused plead guilty to the charges at an early stage of the proceedings, which admission was confirmed by the same accused even after the Court, in terms of Section 453(1) of Chapter 9 of the Laws of Malta, warned him of the legal consequences of that admission, and allowed him sufficient time to re-consider his reply, and to change it;

After having heard the oral submissions on the punishment;

Considered that:

From the evidence brought forward and from the guilty plea filed by the accused himself, the Court concludes that the accused is guilty of the charges laid against him.

As regards the punishment, the Court took into consideration the fact that the accused admitted to the charges at a very early stage of the proceedings, the fact that he co-operated with the police, and that he has a clean criminal record;

The Court, after seeing Section 4 of Chapter 61, and Sections 32(1)(c) and 32(1)(f) of Chapter 217 of the Laws

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of Malta, finds the accused guilty as charged, and condemns him to six (6) months effective imprisonment. The Court orders that the records of this case together with this judgement be sent to the Attorney General, within the time-limit prescribed by law.

**< Sentenza Finali >**

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