



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

**MAGISTRATE DR.
GABRIELLA VELLA**

Sitting of the 18 th March, 2011

Number 428/2011

**The Police
(Insp. Geoffrey Azzopardi)**

Vs

Festus Ighodaro

The Court,

After having seen the charges brought against Festus Ighodaro, twenty seven (27) years of age, son of Ighodaro and Angelina, born in Nigeria on the 1st January 1984 and currently detained at Safi Detention Centre, having Police Number 09E-027, of having in the months prior to the 18th March 2011 in these islands: (1) escaped from a place of custody in breach of Articles 151 and 160 of Chapter 9 of the Laws of Malta; (2) embarked from Malta 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.

After having examined all documents submitted and forming part of the proceedings, including the conviction sheet of the accused and the personal details form of the accused;

After having heard the accused submit a guilty plea to the charges brought against him notwithstanding the fact that the Court in terms of Section 453(1) of Chapter 9 of the Laws of Malta, warned him in the most solemn manner of the legal consequences of his guilty plea after having given him sufficient time within which to reconsider and withdraw his guilty plea;

In the light of the guilty plea submitted by the accused with regards to the charges brought against him, the Court has no alternative but to find the accused guilty of said charges brought against him;

With regards to the punishment the Court heard submissions by the Prosecuting Officer and Defense Counsel and took into consideration the seriousness of the offences with which the accused is being charged but also the fact that the accused filed an early guilty plea and has a clean conviction sheet;

Therefore, the Court finds the accused guilty of the charges brought against him and after having considered Sections 17, 151 and 160 of Chapter 9 of the Laws Malta and Sections 28 and 32 of Chapter 217 of the Laws of Malta, condemns him to four (4) months imprisonment with effect from date of this judgment.

In terms of Section 392A of Chapter 9 of the Laws of Malta, the Court orders that the records of this case and copy of this judgment be transmitted to the Attorney General within six (6) working days.

Informal Copy of Judgement

< Final Judgement >

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