



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

**MAGISTRATE DR.
EDWINA GRIMA**

Sitting of the 13 th April, 2011

Number. 1356/2009

**The Police
(Inspector Bernard Charles Spiteri)**

Vs

Ivanov Bozhinov, 32 years old, son of Bozhnov and Marie nee` Petrokova, born in Kosovo, Bulgaria, on the 12th August 1977, residing at Flat 4, 'Southpoint Court', Swieqi Road, Swieqi, holder of identity card number 28874(A)

The Court;

Having seen the charge brought against accused Ivanov Bozhinov who was charged with having on the 19th September 2009 at Manuel Dimech Street and at the

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parking of Le Meridien Hotel, St. Julians and in the vicinity, at around 11.05pm:

1 Wilfully committed any spoil or damage to or upon moveable property, which damages does not exceed one thousand and one hundred and sixty-four Euro and sixty-nine cents (€1,164.69c) but exceeds one thousand sixteen euro and forty seven cents (€116.47c) to the detriment of Mr. Carmel Grech.

Having seen documents exhibited;

Having heard the evidence;

Having seen the Attorney General's consent of the 19th January, 2010;

Having heard accused admit to the charge brought against him which guilty plea was reaffirmed after the Court gave him adequate time to reconsider same.

Having heard submission regarding the punishment to be inflicted;

Considers;

The in view of the guilty plea filed by accused Allan Geoffrey Merrick the Court cannot but find him guilty as charged.

That in considering the punishment to be inflicted the Court is taking into consideration the guilty plea filed by the accused and his clean criminal record and the fact that accused compensated the victims for the damages caused. .

Consequently the Court after having seen section 325(1)(b) of the Laws of Malta finds accused guilty as charged, however in view of the above made considerations and after having seen Section 22 of Chapter 446 discharges accused on condition that he

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does not commit another crime for a period of one (1) year from today.

The Court warns the person found guilty of the consequences according to law should he commit another crime during this period of conditional discharge.

< Final Judgement >

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