



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

**MAGISTRATE DR.  
CONSUELO-PILAR SCERRI HERRERA**

Sitting of the 12 th June, 2012

Number. 620/2012

**The Police  
(Inspector Trevor Micallef)**

**vs**

**FABIEN JACKY JEAN-PIERRE CHOSSON**

**The Court,**

Having seen that the accused **CHOSSON FABIEN, JACKY, JEAN-PIERRE**, of twenty one (21) years of age, son of Pascal and Marylese nee Fidenza, born in France on the 16<sup>th</sup> November 1990, residing at the University Residence, Robert Mifsud Bonnici Street Lija, holder of French identity card with number 21006104330 was arraigned before her accused:

And hereby charged with having on the 12<sup>th</sup> June 2012 between 01:00am and 02:00am, whilst being in St. Julians:

1. Willfully committed any spoil, damage or injury to or upon any movable or immovable property belonging to Charles Zarb which the amount of the damage does not exceed one thousand and one hundred and sixty four euro and sixty nine cents (€1,164.69) but exceeds one hundred and sixteen euro and forty seven cents (€116.47).
2. Further more, with having on the same date, time, place and circumstances without the intent to kill or to put the life of Lee Sammut in manifest jeopardy caused Lee Sammut slight injuries as certified by Dr. A. Cordina holder of medical register number 2641, on the Floriana Health Centre.
3. Further more, with having on the same date, time, place and circumstances used force against Lee Sammut with intent to insult, annoy or hurt him or others.
4. Further more, with having on the same date, place and circumstances wilfully disturbs the public good order or the public peace;

Having seen all the documents exhibited in the acts of these proceedings by the Prosecution in particular a true copy of the French passport of the accused, conviction sheet, statement of the accused, a medical certificate, a copy of the PIRS report, and consent of the Attorney General for this case to be dealt with summarily.

Having heard the accused declare he understood the nature of the charges brought forward against him by the prosecution and this in the presence of his court appointed lawyer.

Having heard the accused plead guilty to the charges brought forward against him.

The Court explained to the accused, in the presence of his lawyer Dr Martin Fenech, the consequences of his plea of guilt and after having given the accused sufficient

time to reconsider his plea of guilt and saw that the same accused insisted on registering in the acts of these proceedings his plea of guilt, had no alternative but to register such guilty plea.

In the light of the above plea of guilt which guilty plea was made voluntarily, expressly and unconditionally, the Court is satisfied that the accused is to be found guilty of the charges brought forward against him.

The Court took note of the early plea of guilt registered by the accused and the fact that the accused co-operated fully with the prosecution and also heard the accused declare that he is ready to make good for the damages made to the taxi driver, which according to the prosecuting officer the damages amount to three hundred and five Euro (€305).

**Thus the Court having seen the relevant sections at law in particular Sections 41, 221, 325(b), 338(dd) and 339(1)(d) of Chapter 9 and Section 22(1) of Chapter 446 of the Laws of Malta decides to find the accused FABIEN JACKY JEAN-PIERRE CHOSSON guilty of the charges brought against him by the prosecution and discharges him for a period of two (2) years on condition that he does not commit another crime during the said probatory period in terms of Section 22(1) of Chapter 446 of the Laws of Malta.**

**Besides, the Court solicited the Prosecuting Officer to try his best to recover the amount of three hundred and five Euro (€305) and pass them on to the alledged victim.**

**< Final Judgement >**

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