



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

**MAGISTRATE DR.  
NEVILLE CAMILLERI**

Sitting of the 26 th July, 2012

Number 766/2012

**The Police  
(Inspector Luke Bonello)**

**vs.**

**Miljan Popovic**

**The Court,**

After having seen the charges brought against **Miljan Popovic**, of twenty (20) years, son of Zoran and Zoja nee Lalicic born in Montenegro on the 8<sup>th</sup> of August 1992, residing at No. 8B, Triq San Frangisk, Sliema, holder of Passport with number MNE P35LD1702, accused with having on the 7<sup>th</sup> of July 2012 at about 02.45am, whilst being in St. Julians;

1. Without intent to kill or to put the life of Kurt Galea in manifest jeopardy caused the mentioned Kurt Galea grievous injuries as certified by Dr. Chris Muscat,

holder of medical register number 1493, of the Floriana Health Centre.

2. Furthermore with having on the same date, time, place and circumstances used force against Kurt Galea with intent to insult, annoy or hurt him or others

Having examined all documents forming part of the proceedings, including the consent of the Attorney General for this case to be tried summarily.

Having heard the accused plead guilty 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.

### **Considers**

As a consequence of the admission of the accused for the charges brought against him, the Court finds the accused guilty of the charges brought against him.

With regards to the punishment to be inflicted, the Court will be taking into consideration various factors, including the nature of the charges brought against the accused, what led the accused to commit the charges brought against him, the clean conviction sheet of the accused, his guilty plea at an early stage of these proceedings, the declarations by the Prosecuting Officer and Defense Counsel regarding the punishment to be inflicted and the declaration regarding the applicability of Section 232 of Chapter 9 of the Laws of Malta.

Therefore, the Court, after having seen and considered Sections 214, 216(1)(b), 232 and 339(1)(d) of Chapter 9 of the Laws of Malta, finds the accused guilty of all the charges brought against him, and in terms of Section 22 of Chapter 446 of the Laws of Malta the Court is conditionally discharging the accused subject to the

Informal Copy of Judgement

condition that he does not commit another offence within a period of three (3) years from date of this judgement

In terms of Section 22(3) of Chapter 446 of the Laws of Malta the Court explained to the accused in ordinary language that if he commits another offence during the said period of three (3) years from date of this judgement, he will be liable to be sentenced for the original offence.

**< Final Judgement >**

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