

**In The Court of Magistrates
(GOZO)
As a Court of Criminal Judicature
Qorti tal-Magistrati
(Ghawdex)**

Magistrate : Dr. Paul Coppini LL.D.

Sitting : Tuesday 12th March, 2002 .

Case Number : 14/2002 .

The Principal Immigration Officer
(Inspector Neville Xuereb)

VS

1. Zaru Bussuamlak Mahari, s/o Zaru b/Asmara in 1968 .
2. Peskina Marhawi, s/o Peskina b/Karan 1977 .
3. Glemikel Hamari, s/o Glemikel b/Asmara on the 05/05/78 .
4. Area Michael, s/o Area b/Ethiopia in 1983 .
5. Tahle Garmarem Mikaele, s/o Tahle b/Asmara on the 04/06/68 .
6. Teklahey Manot Zerquod, s/o Berhe b/Asmara in 1972 .
7. Tolde Gabre Yohanes, s/o Tolde b/Mandefarah in 1965 .
8. Mohammed Said Naser, s/o Said b/Asmara in 1975 .
9. Barakat Amanuel, s/o Amanuel b/Dekiteru 1975 .
10. Abeselom Arqaia Mussie, s/o Abeselom b/Asmara on the 10/09/73 .
11. Gabriowott Madhani, s/o Gabriowott b/Eritrea in 1976 .

All Eritrean nationals, and

1. Hasan NV, s/o Hasan b/Mogadishu in 1974.

A Somali National, and

1. Kamrud Jamal, s/o Shamsul Hoque b/Bangladesh on the 15/01/70 .
2. Mohamed Ali Shohid, s/o Mohamed Ali b/Norzohan .
3. Halismi Jaffroudi, s/o Halismi b/Gidaga in 1978 .
4. Gareim Abdul, s/o Minhas b/Cidaga in 1971 .
5. Souliman Halim, s/o Souliman b/Boular 1979 .
6. Bakul Mohammed, s/o Ismael b/Capenonobgum in 1969 .

7. Seddiq Anwar, s/o Seddiq b/Kumilla in 1971 .
8. Ganmir Shamim, s/o Mohammed b/Daka in 1975 .

All Bangladeshi Nationals, and

1. Imad Ali, s/o Imad b/Baghdad in 1977, Iraqi National .
1. Fessehaiye Biuniam, s/o Fessenhaiye b/Mageli in 1975, Ethiopian national .
1. Ashifi Tarek, s/o **Abdala b**/Sudan in 1976 .
2. Bader Fadel, s/o Fadel b/Jablo in 1970 .

Both Sudanese nationals .

The Court ;

Having seen the charge by which accused were charged with having on the 4th March 2002 and on the previous days without having been granted a residence permit landed or were in Malta without leave from the Principal Immigration Officer .

And also that they cannot show that they have the means to sustain themselves and can become a charge on public funds .

The Court is also requested to order the forfeiture of the vessel used in the commission of the crime, that is the boat named, “Abdulrahman” which has been exhibited in the proceedings of the present case .

The Court was also requested that besides awarding the punishments according to Law, to declare the above mentioned persons as prohibited immigrants and issue a removal order against them in terms of Sections 14 and 15 of Chapter 217 of the Laws of Malta .

Having heard the defence lawyer of the accused plead guilty to the charges as indicated, the Court therefore finds accused guilty as charged, condemns them to week imprisonment suspended for a period of one month from today . This without prejudice of any application for refugee status which accused may apply for .

Court also orders the forfeiture of the vessel indicated in the charge “Abdulrahman” in favour of the Government of Malta .

The Court also orders the removal of all the accused in terms of sections 14 and 15 of Chapter 217 of the Laws of Malta .

- (ft) Paul Coppini
Magistrate
- (ft) Francis Attard
Deputy Registrar .

Vera Kopja

Ghar-Registratur
SK1102(Pc)
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