

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

Magistrate : Dr. Paul Coppini LL.D.

Sitting : Wednesday 13<sup>th</sup> March, 2002 .

Case Number : 16/2002 .

**The Principal Immigration Officer**  
(Inspector Neville Xuereb)

VS

1. Gabriold Meconen, s/o Gabriold b/Asmara in 1981 .
2. Zewengel Nuguse, s/o Gabrielwot b/Asmara in 1980 .
3. Tewelde Merhawi, s/o Berhe b/Asmare on the 18/4/83.
4. Imane Tekle Benjam, s/o Imane b/Gelhanti in 1981 .
5. Gharmay Hadgu Gimedhin, s/o Hadgu b/Asmara in 1962 .
6. Ogupit Ephrem, s/o Ogupit, b/Asmara in 1977 .
7. Yemani Daniel, s/o Yemani b/Asmara in 1984 .
8. Kassai Henok, s/o Halaku b/Asmara on the 24/5/78 .

All Eritrean Nationals .

1. Abdelmogid Skandal, s/o Abdelmogid b/Taga in 1960 .
2. Almas Hussein, s/o Ali Hussein b/Bangladesh in 1972 .

Both Bangladeshi Nationals .

1. Abdelrahim Serbus, s/o Mohammed b/Casablanca on the 3/3/71 .
2. Sirak AbdelJabi, s/o Bendaw b/Kenitra on the 27/2/70

Both Moroccan Nationals .

1. Farhan Salem s/o Farhan b/Elanbar in 1960 .
2. Smai Abdel Halak s/o Elani b/Baghdad on the 14/1/72 .

Both Iraqi Nationals .

The Court,

Having read the charge by which the accused were charged with having on the 4<sup>th</sup> 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 .

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

The Court was therefore 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 .

The Court, having also considered the particular circumstances of the case, finds all the accused guilty as charged, but in the particular circumstances, condemns them to one week imprisonment which is suspended for one month, and this without prejudice to any application for refugee status which the accused would apply to .

The Court also orders the removal of the same accused according to section 14 and 15 of Chapter 217 of the Laws of Malta .

(ft) Paul Coppini  
Magistrate

(ft) Francis Attard  
Deputy Registrar .

Vera Kopja

Ghar-Registratur  
SK1602(Pc)  
383