

**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 : 17/2002 .

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

VS

1. Johanes Kibrab, s/o Johans b/Asmara in 1956 .
2. Garazgier Zarer Kahsel, s/o Garazgier b/Asmara in 1948 .
3. Tasfankel Samara Hafte, s/o Hapte b/Eritrea on the 15/6/67 .
4. Mahari Birhani, s/o Bene b/Akran in 1969 .
5. Mesgina Ilias, s/o Mesgina b/Eritrea in 1975 .
6. Mangustu Samareb Touelle, s/o Touelle b/Asmara in 1962 .
7. Mehretab Mesuntu, s/o Mehretab b/Asmara in 1971 .
8. Ermies Sagrai, s/o Sagrai b/Asmara in 1967 .
9. Amman Abrahan, s/o Amman b/Asmara on the 21/1/80.
10. Ghebremariam Irmes Weldetnsae, s/o Weldetnsae b/Asmara on the 20/12/80 .
11. Kidan Haela Aman, s/o Kidan b/Addis Ababa on the 14/12/81 .
12. Bahdu Zabai Zarai, s/o Zagai b/Asmara in 1960 .
13. Riqsum Mirhawi, s/o Riqsum b/Eritrea in 1976 .
14. Gessesew Habroum, s/o Gessesew b/asmara on the 1/1/71 .
15. Garrionas Ismallax, s/o Gabrionas b/Asmara in 1967 .
16. Abtab Mathews, s/o Abtab b/Asmara in 1975 .
17. Jamani Mugeta, s/o Jamani b/Asmara on the 24/5/74 .
18. Abide Bogurtiom Solimon s/o Abide b/Asmara on the 28/2/71 .
19. Ulagabriel Mbrodu, s/o Bohre b/Eritrea in 1975 .
20. Gojtome Yosef Haile, s/o Yosef, b/Asmara in 1979 .

All Eritrean 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 .

Having heard the evidence of the Superintendent Paul Debattista, Inspector Neville Xuereb and Inspector Maurice Curmi .

Having heard the evidence also of one of the accused in the English language .

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  
SK1702(Pc)  
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