



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

**MAGISTRATE DR.
CLAIRE-LOUISE STAFRACE**

Sitting of the 8th October, 2012

Number. 1232/2010

**The Police
(Inspector Nikolai Sant)**

Vs

**Calin Doru
Solomon Tesfei Tekle**

The Court,

Having seen that the accused Calin Doru holder of Identity Card number 42814(A) and Solomon Tesfei Tekle holder of Identity Card number 38187(A)

Were charged with having on these islands on these islands on the 8th November, 2010 between 3.00hrs and

3.20hrs from inside 'Bar Native' Bar situated at St. Rita Steps, St. Julians;

1. committed theft of a bag which contained Euro 50 in cash, mobile phone make Nokia costing Euro 200 to the detriment of Beatriz Mussguia which theft is aggravated by 'time' and 'amount' (more than Euro 232.56 but less than Euro 2325.58);

2. and arrange them with having on the 8th and 18th November 2010 at St. Rita Steps, St. Julians failed to observe any of the conditions imposed on them by the Court of Magistrates (Malta) Magt. Dr. E. Grima LL.D in her decree granting bail.

After seeing the request to revoke the bail of the accused and re-arrest same persons;

After seeing request that in case of finding the accused Solomon Tesfei Tekle guilty as charged, deal with Solomon Tesfei Tekle as a recidivist;

After seeing charges against accused and examination of accused whereby they pleaded not guilty; and

Hearing all evidence and submissions by parties.

On basis of above and after seen Articles 279(a), 280, 579(1), 49 and 50 of Chapter 9 finds accused Calin Doru and Solomon Tesfei Tekle not guilty of the first charge brought against them and since prosecution failed to prove their case beyond reasonable doubt, but finds them guilty of the second charge and condemns them to a fine of five hundred Euro €500 each to be paid within one (1) year from today.

< Final Judgement >

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