



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

**MAGISTRATE DR.
CONSUELO-PILAR SCERRI HERRERA**

Sitting of the 13 th June, 2013

Number. 566/2013

**The Police
(Inspector Darren Buhagiar)**

vs

ADEMAN AGBONGHEA

The Court,

Having seen that the accused **ADEMAN AGBONGHEA** of twenty seven (27) years of age, Nigerian national, born in Abudu, Nigeria on the 12th December 1985, residing at Safi Detention Centre and holder of Police Number 07W-004 was arraigned before her and accused with having on the 12th June 2013 and the preceding months as a person landing or embarking in or from Malta, failed to be in possession of a passport and failed to provide the Principal Immigration Officer the prescribed information

and such other information that the Principal Immigration Officer may deem proper to require.

Having seen all the documents exhibited in the acts of these proceedings by the Prosecution in particular a conviction sheet, a document issued by the Police, air ticket to Zurich, a document issued by the Swiss Confederation indicating the particulars of the accused and a declaration of refusal to be assisted by a lawyer in the investigation stage.

Having heard the accused plead guilty to the charges brought forward against him.

The Court explained to the accused, in the presence of his Legal Aid lawyer Dr Dorianne Vella, the consequences of his plea of guilt and after having given the accused sufficient time to reconsider his plea of guilt and saw that the same accused insisted on registering in the acts of these proceedings his plea of guilt, had no alternative but to register such plea.

In the light of the above plea of guilt which guilty plea was made voluntarily, expressly and unconditionally, the Court is satisfied that the accused is to be found guilty of the charges brought forward against him.

Thus the Court, having seen the relevant sections at law, in particular Section 28 of Chapter 217 of the Laws of Malta, decides to find the accused ADEMAN AGBONGHEA guilty of the charges brought against him by the prosecution and condemns him to three months imprisonment suspended for two years in terms of Section 28A of Chapter 9 of the Laws of Malta.

The Court explained the judgement to the accused and what happens should he commit another crime of a voluntary nature during the operative period of the judgement.

Informal Copy of Judgement

Finally the Court orders that a copy of this judgement together with the acts of these proceedings be sent to the Attorney General within three (3) days in terms of Section 401(3) of the Criminal Code.

< Final Judgement >

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