



MALTA

**COURT OF MAGISTRATES (MALTA)**  
**AS A COURT OF CRIMINAL JUDICATURE**  
**MAGISTRATE DR.**  
**NEVILLE CAMILLERI**

Sitting of the 30<sup>th</sup> April, 2015

Number 397/2015

**The Police**  
**(Inspector Elton Taliana)**

**vs.**

**Vladimir Ivljanin**

After having seen the charge brought against the accused **Vladimir Ivljanin**, of thirty four (34) years, born in Serbia, on the 26<sup>th</sup>. December 1979, son of Branica and Lujza neé Ivljanin and residing at Rm 513, St. Julian's Bay Hotel, St. Julian's,

holder of Passport Number (Serbian) 8750854 charged with having in these Islands on the 29<sup>th</sup>. April 2015 at about 13.45hrs, from Hugo Boss in Ross Street, St. Julians:

1. committed theft of three Bluemarine women dresses, which theft exceeds two thousand and three hundred and twenty-nine Euros and thirty-seven cents (€2,329.37) which theft is aggravated by 'amount' to the detriment of Vincent Farrugia owner of Hugo Boss (Articles 267, 270 and 279 of Chapter 9 of the Laws of Malta).

Having examined all the documents forming part of the proceedings.

Having heard the accused plead guilty to the charge brought against him, notwithstanding the fact that the Court in terms of Section 453(1) of Chapter 9 of the Laws of Malta warned him in the most solemn manner of the legal consequences of his guilty plea after having given him sufficient time within which to reconsider and withdraw his guilty plea.

Having heard the Prosecution declare that the dresses referred to in the charge brought against the accused have been returned to their rightful owner.

### **Considers**

That, as a consequence of the admission of the accused of the charge brought against him, the Court finds the accused guilty of the said charge.

With regards to the punishment to be inflicted, the Court will be taking into consideration various factors, including the nature of the charge brought against the accused, his guilty plea at an early stage of these proceedings, his clean conviction sheet (Doc. "ET 4" - *a fol.* 12) and the fact that the dresses referred to in the charge brought against the accused have been returned to their rightful owner.

Therefore, the Court, after having seen and considered Sections 261(c), 267 and 279(b) of Chapter 9 of the Laws of Malta finds the accused Vladimir Ivljanin guilty of the charge brought against him and condemns him to a period of sixteen (16) months imprisonment however, since the Court is of the opinion that there are sufficient reasons which warrant that the said term of imprisonment be suspended, in terms of Section 28A of Chapter 9 of the Laws of Malta, suspends the said term of sixteen (16) months imprisonment for a period of three (3) years from date of this judgment.

In terms of Section 28A(4) of Chapter 9 of the Laws of Malta the Court has explained to the accused in plain language his liability under Section 28B of Chapter 9 of the Laws of Malta if during the operational period he commits an offence punishable with imprisonment.

Finally, the Court orders that in terms of Section 392A of Chapter 9 of the Laws of Malta the records of this case and a copy of this judgement be transmitted to the Attorney General within the time period stipulated by Law.

**< Final Judgement >**

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