



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

Magistrate Dr. Monica Vella LL.D., M.Jur

**The Police
(Inspector Trevor Micallef)**

vs

Ali Benyahia Abdelkader

Today, 17th May 2018,

The Court;

Having seen the accusations brought against:

Ali Benyahia Abdelkader, holder of French identity card number 140693102533;

Charged with having in these islands on the 16th May 2018 at about four in the morning (04:00a.m) in St. George's Road, St. Julian's and/or in the vicinity:-

1. Reviled, threatened or caused bodily harm on the persons lawfully charges with a public duty. While in the act of discharging his duty or because of having discharged such duty, or with intent to intimidate or unduly influence them in the discharge of such duty (*Art. 95 Chapter 9 of the Laws of Malta*);

Further accused with having on the same date, time, place and circumstances:

2. Wilfully disturbed the public good order or the public peace (*Art. 338 (dd) Chapter 9 of the Laws of Malta*);
3. Disobeyed the lawful orders of any authority or of person entrusted with a public service, or hindered or obstructed such persons in the exercise of their duties (*Art. 338 (ee) Chapter 9 of the Laws of Malta*);
4. In any public place or place open to the public, is found drunk and incapable of taking care of himself (*Art. 338 (ff) Chapter 9 of the Laws of Malta*);

Having heard the guilty plea of the accused, as duly registered in today's sitting being the first sitting of these proceedings;

Having seen the records of the case;

Having heard the submissions made by the Prosecution and by the Defence;

Having duly considered all the records of the case and all submissions made;

Considers:

That upon the accused's guilty plea the Court finds the accused guilty as charged;

That in pronouncing its judgement the Court is hereby taking into consideration the fact that the accused is a first time offender here in Malta, that the accused registered an early guilty plea, that the accused apologized for his acts and collaborated with the Police and also the nature and gravity of the accusations with which he is charged;

Thus, having seen Art. 95, 338 (dd), (ee), (ff) of Chapter 9 of the Laws of Malta, the Court deals with the accused by conditionally discharging him with the specific condition that he does not commit any other offence within a period of three (3) months from today and condemns him to a fine (multa) of two thousand five hundred Euros (€2500).

The Court explained to the accused in simple and clear language his obligations arising out of this judgement.

(ft) Magistrate Dr. Monica Vella LL.D, M. Jur.

(ft) Angelo Buttigieg

Deputy Registrar