



**MALTA**

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

**MAGISTRATE DR IAN FARRUGIA LL. D**

**Today 20<sup>th</sup> February, 2020**

**The Police  
(Inspector Jonathan Ransley)**

**Vs**

**Khan Ajmer**

**The Court;**

Having seen the charges brought against Khan holder of Italian Identity Card number: AV9872901 and Pakistan Passport number XN41148936

**And charge him for, on the 18<sup>th</sup> February 2020 at around 06:45 in the morning in Garcin street, Msida:**

1. With the intention to commit a crime, that of a non-consensual act of a sexual nature which does not, in itself, constitute any of the crimes, either completed or attempted, referred to in the preceding articles 198 to 206 of Chapter 9 of the laws on the person of **Ommissi born on the 15<sup>th</sup> Februray 2008**, manifested such intent by overt acts which were followed by a commencement of the execution of

the crime, which was not completed in consequence of some accidental cause independent of the will of himself (Khan Ajmer).

**The court is also requested to provide for the security of his Ommissi by applying the requisits of article 412C of Chapter 9 of the laws of Malta;**

Having heard prosecuting officer on oath;

Having seen all the documents exhibited in the acts of these proceedings;

Having heard accused plead guilty to the charges brought against him during today's sitting and his insistence on such guilty plea after being given time according to law to reconsider;

Having considered the accused's declaration as minuted in today's sitting, following his guilty plea, that he had enough time to think and reconsider such guilty plea, that he clearly understood the nature of the charges brought against him, and that he understood clearly that his guilty plea, as pointed out by this Court, was to lead to serious consequences in terms of punishment;

Having heard submissions by the prosecution and the defence in terms of punishment;

**Considers;**

That the charges brought against the accused are definitely of serious nature. On the other hand, the fact that the early guilty plea will militate in favour of the accused. During oral submissions the Court was informed that, according to law, the accused will be removed from these islands.

**Decide.**

THEREFORE, THE COURT, having seen Articles 41, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 382A, 383 and 412C of Chapter 9 of the Laws of Malta finds and declares offender **Khan Ajmer** guilty as charged and condemns him to a term of

imprisonment of two (2) years which however will remain suspended for a period of four (4) years in terms of Article 28A of Chapter 9 of the Laws of Malta.

The court explained to the accused his responsibilities under the law and in terms of the punishment imposed.

Furthermore, in terms of Article 412C of Chapter 9 of the Laws of Malta, the Court issues a protection order against Khan Ajmer and in favour and for the protection of the victim Ommissis (date of birth 15.02.2008), and in particular the Court prohibits Khan Ajmer from in anyway approaching or following the movements of the mentioned Ommissis, and this for the maximum term of five (5) years.

Furthermore, in terms of Article 6 of Chapter 518 of the Laws of Malta – Protection of Minors (Registration) Act – The Court orders that the name of the accused be included in the register indicated in the same act and therefore orders that this judgment be notified to the Registrar of Civil Courts and Tribunals.

Dr Ian Farrugia LL.D

Magistrate

Marica Mifsud  
Deputy Registrar