

**Court of Magistrates (Malta)  
As A Court of Criminal Judicature**

**Magistrate Dr. Claire L. Stafrace Zammit B.A. LL.D.**

**The Police  
[Inspector Paula Ciantar]**

**-vs-**

**Boban Smiljkovic**

**Case Number: 388/2020**

**Today, the 17<sup>th</sup> of June 2021**

**The Court;**

Having seen that the accused Boban Smiljkovic, holder of Maltese residence permit number 0169451A was charged:

1. Whereby he was hereby being accused of having on the 13<sup>th</sup> April 2020 in Triq is-Sebh, Mgarr and on these Islands committed the aggravated theft of several tools amounting to €600 to the detriment of Jonathan Sperandeo;

*Art. 261(c), Art. 267 and Art. 279(a) of Cap. 9 of the Laws of Malta*

2. Moreover, for having on the 13<sup>th</sup> April 2020 in Triq id-Difiza Civili, Mosta and on these Islands driven motor vehicle of make Peugeot and type 407 bearing registration number HBN224 or other vehicle without a licence or an unlicensed motor vehicle or other vehicle, or in a reckless, negligent or dangerous manner;

*Art. 15(1)(a) of Cap. 65 of the Laws of Malta*

3. Moreover, for having on the 13<sup>th</sup> April 2020 in Triq id-Difiza Civili, Mosta and on these Islands used motor vehicle of make Peugeot and type 407 bearing registration number HBN224 on a road when there wasn't in force, in relation to you as a user of said motor vehicle, a policy of insurance in respect of third-party risks;

*Art. 3 of Cap. 104 of the Laws of Malta*

The Court was requested that in pronouncing judgment or in any subsequent order, in addition to the punishment prescribed by

law, to disqualify the offender from holding or obtaining a driving licence or a licence in respect of the motor vehicle driven by him at the time of the offence.

The Court was finally being requested, in pronouncing judgment or in any subsequent order, sentence the aforementioned Boban Smiljkovic to the payment, wholly or in part, of the costs incurred in connection with the employment in the proceedings of any expert or referee in accordance with Article 533 of Chapter 9 of the Laws of Malta.

Heard guilty plea;

Seen that accused cooperated with prosecution so much so that res furtiva was duly returned.

After having seen Article 261(c), 267 and 279(a) of Chapter 9 of the Laws of Malta and 15(1)(a) of Chapter 65 *of the Laws of Malta* and on the above basis finds accused Boban Smiljkovic guilty of charges one (1) and (2) brought against him upon guilty plea and decides in terms of Article 7 of Chapter 446 of the Laws of Malta

to place accused Boban Smiljkovic under Probation Order for a period of two (2) years as from today and finds him not guilty of the third (3) charge since the prescriptive period of six (6) months applies in this case.

Finally, explained in simple words the repercussions if such order is not complied with.

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**Ft./Dr. Claire L. Stafrace Zammit B.A. LL.D.  
Magistrate**

**Benjamina Mifsud  
Deputy Registrar**