



MALTA

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

**MAGISTRATE  
ANTONIO GIOVANNI VELLA**

Sitting of the 9<sup>th</sup> August, 2004

Number 273/2004

**THE POLICE  
INSPECTOR MARIO TONNA**

**VS**

**LEE DEMANUELE  
SONNY DEMANUELE**

**The Court;**

Having seen the charges brought against Lee Demanuele, 30 years born at UK on the 18<sup>th</sup> June 1973 son of Joey and Margaret nee' Peers residing at Flat 2, Blk A, St. George's Road, St. Venera Holder of Passport number 50049985 British;

And against Sonny Demanuele of 25 years, born at UK on the 25<sup>th</sup> July 1977 son of Joey and Margaret nee' Peers residing at Flat 2, Blk A, St. George's Road, St. Venera Holder of Identity Card number 429902 L;

With having on the 25<sup>th</sup> November 2003, committed aggravated theft from commercial premises styled as Phoneworld Naxxar Rd., San Gwann, to the detriment of EL – Sayess Talal from St. Paul's Bay which theft is aggravated by means, value (which value exceeds Lm1000), place and time as per sections 261, 263 (a), (b), 264 (1), 265, 267, 270, 278 (3), 279 (b), 280 (1), (2) as per Chapter 9 of the Laws of Malta.

Also, that on the 20<sup>th</sup> January 2004 at about 3.15am committed aggravated theft from commercial premises styled as Phone Connections situated at Princess Margherite Street, Ta' Xbiex to the detriment of Christopher Camilleri from Zurrieq which theft is aggravated by means, value (which value exceed Lm1000), place and time as per sections 261, 263 (a) (b), 264 (1), 265, 267, 270, 278 (3), 279 (b), 280 (1), (2) as per Chapter 9 of the Laws of Malta.

Also that on the 18<sup>th</sup> March 2004, between 3.00am and 3.30am committed aggravated theft from commercial premises styled as Phoneworld situated Naxxar Road, San Gwann to the detriment of EL – Sayess Talat from St. Pauls Bay, which theft is aggravated by means, value (which value exceeds Lm1000), place and time as per sections 261, 263 (a) (b), 264 (1), 265, 267, 270, 278 (3), 279 (b), 280 (1), (2) as per Chapter 9 of the Laws of Malta.

Also that on the 18<sup>th</sup> March 2004, committed theft of vehicle IAN 868 (Opel Kaddett – White), from Rainbow Street, Msida to the detriment of Albert Cassar from Msida

which theft is aggravated by time, value (which value exceeds Lm1000), means and nature of the things stolen as per sections 261, 263 (a), 264, 265, 267, 270, 271 (g) as per Chapter 9 of the Laws of Malta;

Also that between the period of the 22<sup>nd</sup> November 2003 and the 30<sup>th</sup> March 2004 knowingly where in possession of items stolen or obtained through criminal acts, with intent sold or circulated several cellular phones and hi fi equipments within the Islands of Malta as per section 334 and 18 of Chapter 9 of the Laws of Malta.

Also 25<sup>th</sup> November 2003, at about 03.00am, and on the 20<sup>th</sup> January 2004 at about 03.15am, and on the 18<sup>th</sup> March 2004 at about 03.00am willfully committed damages at Phoneworld Shop at San Gwann to detriment of El-Sayess Talal and at Phone Connections Shop situated at Princess Margherite Street, Ta' Xbiex to the detriment of Christopher Camilleri of Zurrieq which damages exceeds Lm500 as per section 325 of Chapter 9 of the Laws of Malta.

Also that during the night between the 17<sup>th</sup> and 18<sup>th</sup> March 2004, at Msida and San Gwann committed voluntary damage on vehicle IAN 868 make Opel Kaddett to the detriment of Albert Cassar of Msida as per section 325 of Chapter 9 of the Laws of Malta.

Also that during the last months within the Islands of Malta were in possession of pointed instruments without being authorized with a proper License from the Commissioner of Police as per section 13 of Chapter 66 of the Laws of Malta and Section 18 of the Laws of Malta.

And also, Lee Demanuele only, for having breached the conditional discharge in tems of Section 22 Chapter 446

Informal Copy of Judgement

of the Laws of Malta, by a Court sentence delivered by Magistrate Dr. Carol M. Peralta, on the 9<sup>th</sup> June 2003.

After having seen the relative articles of the Laws;

Having heard the plea of guilty filed by the defence;

Declares both the accused guilty as charged and is hereby condemning Sonny Demanuele for two (2) years imprisonment suspended for four (4) years in terms of Article 28 (A) and also to a fine of five hundred maltese liri (Lm500), and Lee Demanuele for a term of one (1) year imprisonment from which the period already spent in preventive custody, should be deducted, following which he is to complete a rehabilitation program with the authorities concerned at the SATU centre, after having been duly assessed to this effect.

The Court recommends the Director of Prisons to take all the necessary measures available to assist Lee Demanuele in this rehabilitation program as required by Law.

**< Final Judgement >**

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