



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

**MAGISTRATE DR.
JOSEPH A. APAP BOLOGNA**

Sitting of the 2nd May, 2006

Number. 412/2006

The Police
(Inspector Sandro Zarb)
vs
Friday Oje

Today the 2nd of May 2006

THE COURT

Having seen the charges brought against the accused with having on the 29th April 2006 and/or the previous days, in Malta:

1. Received a passport, transferred to him by any other person, being a travel document (Titula de Viaje) issued by the Spanish Authorities in the name of Felix Oje bearing number 00015054.
2. On the same date and circumstances, in Malta, made use of, or attempted to make use of a passport, issued to any other person being the above mentioned document.

3. In November 2005, as a person lawfully confined, escaped from a place appointed for his custody, namely the Immigration Centre at Lyster Barracks Hal Far.

Having heard the accused, of his own free will, plead guilty as charged.

Finds the accused guilty of having on the 29th April 2006 and/or the previous days, in Malta:

A. Received a passport, transferred to him by any other person, being a travel document (Titula de Viaje) issued by the Spanish Authorities in the name of Felix Oje bearing number 00015054.

B. On the same date and circumstances, in Malta, made use of, or attempted to make use of a passport, issued to any other person being the above mentioned document.

C. In November 2005, as a person lawfully confined, escaped from a place appointed for his custody, namely the Immigration Centre at Lyster Barracks Hal Far.

Having heard the parties submit their submissions in regard to the punishment to be inflicted.

Having seen Articles 3 (b), 4 of Chapter 66 of the Laws of Malta and Articles 151 and 160 of Chapter 9 of the Criminal Code.

Having considered that the accused pleaded guilty at an early stage of the proceedings.

Having seen that the accused till today had a clean conduct sheet.

The Court is of the opinion that it should apply Article 28A of the Criminal Code.

Therefore condemns the accused to the punishment of imprisonment for six (6) months, which imprisonment is suspended for a period of two (2) years on condition he does not commit any further offence subject to imprisonment.

Informal Copy of Judgement

The Court furthermore orders the confiscation of the passport exhibited by the prosecuting officer, which passport was returned by the Court to the prosecuting officer.

The Court explained the consequences of this judgement to the accused.

The Court orders that the acts be sent to the Advocate General.

< Final Judgement >

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