

COURTS' OF MAGISTRATES(MALTA)  
AS COURT OF CRIMINAL INQUIRY  
MAGISTRATE DR JACQUELINE PADOVANI LL.D. LL.D (IMLI)

TODAY, 23<sup>RD</sup> AUGUST 2001

POLICE  
INSPECTOR PIERRE MICALLEF GRIMAUD  
INSPECTOR SANDRO ZARB  
VS  
SUFEBIAN M YOUNIS HAMZA  
MOHAMED E M HAMAN

The Court,

After having seen the charges brought against the accused Sufebian M Younis Hamza 20 years, son of Mohamed and Fahria, born in Benghazi (Libya) on 11<sup>th</sup> May 1981, residing at 2A Charlies Guest House, Msida Sea Front, Msida holder of Libyan passport no H-111727 and Mohamed E M Haman, 21 years, son of Hadi and Fathia, born in Benghazi (Libya) on 22<sup>nd</sup> July 1980, residing at 2A Charlie's guest house, Msida Sea Front, Msida holder of Libyan passport no 114084 and charge them with having on 12 August 2001, at about 1.45am in St Julians reviled, threatened or caused a bodily harm to PC1141 Noel Tanti and PC473 Martin Gatt, persons lawfully charged with a public duty, while in the act of discharging their duty or because of having discharged such duty, or with intent to intimidate or unduly influence them in the discharge of such duty, in breach of Article 95(1) of the Laws of Malta.

Charging them for having on the same date, time, place and circumstances, assaulted or resisted by violence or active force, not amounting to public violence, any person lawfully charged with a public duty when in the execution of the law or of a lawful order issued by a

competent authority, in breach of Article 96 of Chapter 9 of the Laws of Malta.

Charging them for having on the same date, place and circumstances, assaulted PC1141 Noel Tanti and PC473 Martin Gatt and caused them slight bodily harm as certified by Dr P Farrugia MD and Dr D Attard MD of St Luke's Hospital in breach of Article 221 of Chapter 9 of the Laws of Malta.

Charging them for having on the same date, time, place and circumstances, at night time, disturbed the repose of the inhabitant by rowdiness or bawling, or in any other manner, in breach of Article 338(m) of Chapter 9 of the Laws of Malta.

Having seen the evidence.

Having seen the consent of the Attorney General and of the accused so that the case will be dealt summarily.

Having seen the note of proceedings dated 23<sup>rd</sup> August 2001 where the accused pleaded that they are guilty.

Having heard the oral submissions.

Deliberates;

On their own admission, the court finds the accused guilty as charged and after having seen art 95(1), 96, 221, 338(m) of Chap 9 and Art 15 of Chap 217, acquits the accused on order that they do not commit another crime within the next eighteen months and issue a removal order against them.

MAGISTRATE

MARICA CARUANA

DEP.REG.