MALTA

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

MAGISTRATE DR.
AUDREY DEMICOLI

Sitting of the 4 th November, 2006

Number. 1168/2006

The Police
(Inspector Charles Abdilla)

(Inspector Carlo Ellul)

vs

Thouvenin Louis Stephane

The Court;

Having seen the accusation, that on the 3rd. November, 2006, around 10.00 p.m. at the locality of St Julians, the accused caused a wound of a grevious nature on the person of Constable No. 826, M. Parnis and this in breach of article 221, 222 (1) (c) of Chapter 9 of the Laws of Malta;

And even more, in the same locality, date, time and circumstances, he assaulted or resisted by violence or active force not amounting to public violence, a person lawfully charged with a public duty when in the execution of the law or of a lawful order issued by a competent authority, and therefore on the person of PC 826 M. Parnis as terms of Articles 92 and 96 of Chapter 9 of the Laws of Malta;

And even more, in the same locality, date, time and circumstances, he intentionally, disrupted the good order and the public peace.

Having heard the accused plead guilty to all charges, notwithstanding the fact that the Court warned him of the consequences of his plea and having afforded to him sufficient time within which to withdraw his guilty plea.

The Court finds accused to be guilty of all charges, after having seen sections 221, 222 (1) (c), 92 and 96 of Chapter 9 of the Laws of Malta, having heard the prosecution officer declare that accused has fully co-operated with the Police during investigations and considering the age of the accused, does not deem imprisonment to be a just punishment to fit the crime, therefore after having also seen Section 28 (A of Chapter 9 condemns accused to four months imprisonment which term is being suspended for a period of two years

from today. The Court declares that it has explained to defendant in plain language the consequences of this judgement according to section 28 (B) of Chapter 9.

< Final Judgement >

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