



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

**MAGISTRATE DR.
GIOVANNI GRIXTI**

Sitting of the 22 nd March, 2008

Number. 241/2008

**The Police
(Inspector Anna Maria Micallef)**

vs

Muhamed Karamanoski

The Court;

Having seen the charges brought against Karamanoski Muhamed of 30 years, son of Ilfan and Kadrija nee' Mihajlovic, born in Beograd, Serbia on the 31st July 1977, temporarily residing at Charles Guesthouse, room No 1A, Triq ix-Xatt, Msida, holder of Passport number 005559550 With several acts committed by him, even if at different times, which constitute violations of the same provision of the law, and which were committed in pursuance of the same design;

With having on the night of the 21st March 2008 at about 23:00hrs and the 22nd March 2008 at about 02:00hrs, in Sliema Road Gzira, committed theft from vehicle make Daihatsu Cuore, bearing registration number KAE327, aggravated by the nature of the thing stolen and by time, which theft was to the detriment of Gerald Rapinett;

And also with having in the same place, on the same night, time and circumstances, wilfully committed any spoil, damage or injury to or upon any immovable or moveable property and hence on vehicle registration number KAE 327, which amount of damage does not exceed one thousand and one hundred and sixty-four euros and sixty-nine cents (Lm500) but exceeds one hundred and sixteen euros and forty-seven cents (Lm50), which damage was to the detriment of Gerard Rapinett;

And also with having on the night of the 22nd March 2008 at about 01:15 hrs, in Ta' Xbiex Seafront Street, ta' Xbiex, wilfully committed any spoil, damage or injury to or upon any immovable or moveable property and hence on vehicle registration number KRL 683, which amount of damage does not exceed one thousand and one hundred and sixty-four euros and sixty-nine cents (Lm500) but exceeds one hundred and sixteen euros and forty-seven cents (Lm50), which damage was to the detriment of Karl Bugeja of Pembroke;

And also with having on the 22nd March 2008 at about 02:00 hrs in Sir Augustus Str., Ta' Xbiex, wilfully committed any spoil, damage or injury to or upon any immovable or moveable property and hence on vehicle registration number XMN 555, which amount of damage does not exceed one thousand and one hundred and sixty-four euros and sixty-nine cents (Lm500) but exceeds one hundred and sixteen euros and forty-seven cents (Lm50), which damage was to the detriment of Gerard Rapinett;

Informal Copy of Judgement

Thus whilst exhibiting, *animo ritirandi* the Serbian Passport of Muhamed Karamanoski together with his conviction sheet, it is requested that his case be investigated according to law.

Having heard the plea of guilt of the accused;

Having seen the records of the case, finds the accused guilty on the charges brought against him;

Having seen article 261(g), (f), 267, 271, 280(1), 325 (1)(b) of Chapter 9 of the Laws of Malta;

Having seen the clean conduct sheet of the accused and having taken into account his plea of guilt at an early stage of these proceedings;

Condemns the accused to a term of imprisonment of seven (7) months from today which term shall not elapse unless the accused commits any other offence punishable with imprisonment within a period of one (1) year from today in terms of art 28A of chapter 9 of the Laws of Malta and with the added condition that he pays for all damages caused by him to the complainants within two (2) months from today in terms of article 28H of Chapter 9 of the Laws of Malta;

The Court explained the obligations of the accused arising out of this judgement.

Since the prosecution did not have the consent of the attorney general for this case to be tried summarily, the Court orders that the records of this case be transmitted to the attorney general in accordance with the law.

< Final Judgement >

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