



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

**MAGISTRATE DR.  
AUDREY DEMICOLI**

Sitting of the 10 th June, 2008

Number 101/2008

**Il-Pulizija  
Inspector Dennis Theuma**

**vs**

**Nadjar Benoit**

The Court;

Having seen Nadjar Benoit of 39 years son of Nadjar and Maurisette nee' Fischer born in Saint Ouen France on the 1<sup>st</sup> February 1969 residing in Malta at the Intercontinental Hotel, St Julians and holder of French passport bearing registration number 08AX04271 are accused:

For having on these Island, on the night between the 9<sup>th</sup> and 10<sup>th</sup> June 2008 had in his possession the resin obtained from the Plant Cannabis, or any other preparation of which such resin formed the base in terms of Section 8 (a) of the Chapter 101 of the Laws of Malta.

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

Having heard the admission of the accused to all the charges brought against him the Court has no alternative but to find him guilty of all the said charges.

With regards to punishment the Court took into consideration the fact that the Prosecution declared that the accused co-operated in the course of the investigations and the fact that the accused has a clean criminal record.

The Court after having seen sections 8 (a) and 22 (1) (a), 22(2) (b) (ii) of Chapter 101 of the Laws of Malta for declares the accused to be guilty of the charge brought against him and in terms of Section 22 of Chapter 446 of the Laws of Malta conditionally discharges him subject to the condition that he does not commit another offence of voluntary nature within one (1) year from today.

The Court is also ordering the seizure and destruction of the exhibit marked as Dok DT 5 under the supervision of the Court Registrar.

**< Final Judgement >**

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