



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

**MAGISTRATE DR.
AUDREY DEMICOLI**

Sitting of the 2nd August, 2008

Number 693/2008

Today 2nd August , 2008

**Police
Inspector Arthur Mercieca**

vs

Amir Mohammed Ahmed

The Court;

Having seen the accused Amir Mohammed Ahmed of 36 years born in Ethiopia on the 1st of January 1972 son of Mohammed and Fatima nee' Abdullahi residing at the Tent Open Centre, Hal Far and holder of identity card

number 41071 (A) was arraigned before her charged with having :

On the 1st August 2008 at the Hal Far Tent Centre, Hal Far, limits of Zurrieq at about 19:00hrs;

1. Willfully spoiled damaged or injured to or upon any movable belonging to the government of Malta which damage exceeds one hundred and sixteen euros and forty seven cents euro (€116.47) but does not exceed one thousand one hundred sixty four and sixty nine euros (€1,164.69).
2. On same date and place without inflicting any wound or blow threatened Anthony Portelli and Pillai Saivasankara with hard objects.
3. On same date time and place with his course of conduct caused Anthony Portelli to fear that violence will be used against him or his property;
4. On same date time and place willfully disturbed the public good order or the public peace;
5. On same date time and place disturbed the repose of the inhabitants by rowdiness or bawling, or in any other manner;

The Court was humbly requested, if it deems it expedient, in addition to the punishment applicable to the offence, apply the provisions of Art 383 of the Criminal Code to provide for the safety of Anthony Portelli and Pillai Saivasankara.

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 and after having afforded to him sufficient time within which to withdraw his guilty plea.

Informal Copy of Judgement

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 in consideration the fact that the accused has a clean criminal record, and the fact that he submitted a guilty plea at such an early stage of the proceedings.

The Court after having seen sections 325(1)(b),339(1)(b),338(dd), 251B, 338(m), 17 and 28A of Chapter 9 of the Laws of Malta finds the accused guilty of all the charges brought against him and condemns him to eight (8) months imprisonment suspended for a period of two (2) years from today.

In terms of section 383 of Chapter 9 of the Laws of Malta the accused is being bound by a personal guarantee of two hundred (200€) Euros for a period of twelve (12) months from today from molesting or speaking to Anthony Portelli and Pillai Saivasankara.

The Court, after having seen Sections 392A and 401 (3) of Chapter 9 of the Laws of Malta, orders that the acts of these proceedings together with a copy of this judgement, be sent to the Attorney General.

< Final Judgement >

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