



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

**MAGISTRATE DR.
AUDREY DEMICOLI**

Sitting of the 11 th February, 2010

Number. 98/2010

**The Police
(Inspector Trevor Micallef)
vs
Jonathan-Nofiu Atanda**

The Court;

Having seen that the accused Jonathan-Nofiu Atanda, of 17 years, son of Murphy and Connie nee' Falzon, born in Pieta' on the 14th of July 1992, residing at 18, Flt 2, Trafalgar, Bugibba and holding identity card number 501892(M), who was arraigned before the Court and charged with having:

In these islands on 10th February 2010 at about three in the morning (03:00hrs) in Gorg Borg Olivier Street, St. Julian and/or in the vicinity:-

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1. Caused slightly Bodily Harm on the person of Nicholas Alain Faure as certified by Dr. Marika Caruana from Floriana Health Centre.
2. Committed said injuries with arms proper, or with a cutting or pointed instrument.
3. Did not have the necessary licence issued by the Commissioner of Police for said arm/instrument.
4. Wilfully disturbed the public good order or the public peace.

The Court was kindly requested if the accused is found guilty to provide for the safety of Nicholas Alain Faure according to article 383, Chapter 9 of the Criminal Law.

Having seen all the acts of the proceedings including the Attorney General's consent dated 11th February 2010 (exhibited a. folio 11 of the proceedings) for this case to be treated summarily.

Having heard the accused declare that he has no objection that this case is heard summarily.

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

Having heard the guilty plea of the accused to the charges brought against him the Court has no alternative but to declare the accused guilty of all the charges brought against him.

With regards to punishment the Court took into consideration the fact that the accused has a clean police conduct and that he is still a minor.

After having seen sections 221 and 338 (dd) of Chapter 9 of the Laws of Malta and section 6 and 51(7) of Chapter

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480 of the Laws of Malta, the Court declares the accused guilty of all the charges brought against him and condemns him six(6) months imprisonment which in terms of Section 28A of Chapter 9 of the Laws of Malta are being suspended for a period of eighteen(18) months from today and a fine of one hundred and sixteen euros (€116).

< Final Judgement >

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