

Kopja Informali ta' Sentenza



**QORTI TAL-MAGISTRATI (MALTA)
BHALA QORTI TA' GUDIKATURA KRIMINALI**

**MAGISTRAT
DOREEN CLARKE**

Seduta tad-19 ta' Ottubru, 2010

Numru. 674/2010

**The Police
(Inspector Alexander Grech)**

vs

Ismael Obssa Hussein

Case Number: 674/2010

The Court,

Having seen the charges brought against Ismael Obssa Hussein, born in Ethiopia, on the 19th of May, 1982, son of Obssa and Emmiju, and residing at no 21, Triq il-Miratur, Floriana, holding identity card number 44105A.

For having on the 1st of July, 2010 at about 03:15am whilst at the Marsa Open Centre, Marsa, wilfully

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Qrati tal-Gustizzja

committed any spoil, damage or injury to or upon any movable or immovable property belonging to the Government of Malta and to car no. LCL 415 make Toyota, to the detriment of Aronne Gravina from Ghaxaq in breach of section 325 of Chapter 9 of the Laws of Malta.

On the same date, time and place and circumstances, in any other case, reviled, or threatened, or caused a bodily harm to S.O Aronne Gravina, S.O Carmelo Schmebri and S.O Henry Schembri, persons lawfully charged with a public duty, while in the act of discharging their duty or because of having discharged such duty, or with intent to intimidate or unduly influence them in the discharge of such duty, in breach of section 95 of Chapter 9 of the Laws of Malta.

On the same date, time, place and circumstances offended other persons by words, gestures, or in any other manner in breach of section 252(1) of Chapter 9 of the Laws of Malta;

On the same date, time, place and circumstances wilfully disturbed the public good order or the public peace in breach of section 338(dd) of Chapter 9 of the Laws of Malta;

On the same date, time, place and circumstances uttered insults or threats not otherwise provided in the Criminal Code in breach of section 339 of Chapter 9 of the Laws of Malta;

And also for being deemed a recidivist after being sentenced for an offence by a judgement which has become absolute in breach of sections 49 and 50 of Chapter 9 of the Laws of Malta.

Having seen sections 49, 50, 95, 252(1), 325(1)(b), 338(dd) and 339(1)(d) of Chapter 9 of the Laws of Malta.

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Having seen that defendant admitted the charges brought against him and confirmed his admission of guilt even after the Court gave him time to re-consider his position.

Having heard the evidence.

Having seen the acts of the proceedings.

Having considered

That the defendant admitted the charges brought against him; these are consequently sufficiently proven.

Regarding the penalty to be meted out the Court considered the nature of the offences of which the defendant is being found guilty and his criminal record. The Court also took into consideration defendant's wish to address his problems relating to alcoholism,

For these reasons, the Court after having seen sections 49, 50, 95, 252(1), 325(1)(b), 338(dd) and 339(1)(d) of Chapter 9 of the Laws of Malta, on his admission finds defendant guilty of the charges brought against him and condemns him to one year imprisonment. The Court is recommending to the director of the Corradino Correctional Facility that defendant should be given all the assistance required in order for him to follow a rehabilitation programme with the competent agency.

< Sentenza Finali >

-----TMIEM-----