



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

**MAGISTRATE DR.
AUDREY DEMICOLI**

Sitting of the 11 th November, 2010

Number 1181/2010

**The Police
(Inspector Anna Marie Micallef)
vs
Bucsan Andrei-Daniel**

The Court;

Having seen the charges brought against Bucsan Andrei-Daniel of 18 years, son of Bobu Ionel and Florica nee' Buscan, born in Galati (Romania) on the 1st January 1992, without any fixed address, and holder of Romanian identity card number GL 663807 was arraigned before it and charged with having:

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;

On the 8th November 2010, in these Islands, at about One o'clock in the afternoon, from inside the shop styled as 'Malta My Home', situated in Tower Road, Sliema, committed theft of mobile phone, which theft is aggravated by value, which exceeds the amount of two hundred and thirty-two euro and ninety-four cents (232.94) but does not exceed two thousand and three hundred and twenty-nine euro and thirty-seven cents (2,329.37), to the detriment of Charmaine Bianco;

On the 8th November 2010, in these islands, at about half noon, from inside the shop styled 'Motivi' situated in Tower Road, Sliema, committed simple theft from inside same shop, which value does not exceed the amount of two hundred and thirty-two euro and ninety-four cents (232.94) to the detriment of Lysette Ebejer and/or other persons;

Having seen all the acts of the proceedings including the Attorney General's consent dated 11th November 2010 (exhibited a. folio 6 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 early guilty plea of the accused, the fact that he refused to collaborate with the police and took into consideration the fact that he refused to return stolen items.

Informal Copy of Judgement

For these reasons and after having seen Sections 18, 261, 267, 279(a), 284 and 285 of Chapter 9 of the Laws of Malta, the Court finds the accused guilty of all the charges brought against him and condemns him six(6) months imprisonment.

< Final Judgement >

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