



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

**MAGISTRATE DR.
CONSUELO-PILAR SCERRI HERRERA**

Sitting of the 4th December, 2010

Number. 1340/2010

**The Police
Inspector Joseph Hersey
Vs**

JABBI KAIRABA

Sitting held today, 4th December, 2010.

The Court

Having seen that the accused **JABBI KAIRABA**, national born in Gambia, on the 15th April, 1981, son of Kalinu and Miriam, presently residing at Sliema, was arraigned before her accused:-

1. With having on the 4th December 2010 as a person who embarked or disembarked from Malta, made or caused to be made a false return, false statement or false representation and/or furnished the

Principal Immigration Officer with false information, and this in violation of Article 32(1c) of Chapter 217 of the Laws of Malta;

2. Moreover, he is also charged with having under the same circumstances in these Islands knowingly made use of a forged document, being a Gambian Passport No: PC229149 and a Spanish "Regimen Comunitario", bearing no: E12664093, in violation of Chap. 9 Sec. 189 of the Laws of Malta.

Having seen all the documents exhibited in the acts of these proceedings by the Prosecution in particular a Police Security Branch document, a copy of an Airmalta ticket as well as copies of a passport and a 'Regimen Comunitario' issued in Gambia.

Having heard the accused declare that he understands the English language well and that he understood the charges brought forward against him by the prosecution.

Having heard the accused plead guilty to the charges brought forward against him.

The Court explained to the accused the consequences of his plea of guilt and after having given the accused sufficient time to reconsider his plea of guilt and saw that the same accused insisted on registering in the acts of these proceedings his plea of guilt, had no alternative but to register such plea.

In the light of the above plea of guilt which guilty plea was made voluntarily, expressly and unconditionally, the Court is satisfied that the accused is to be found guilty of the charges brought forward against him.

The Court considered the fact that the prosecution declared that the accused corroborated with the same during these proceedings.

The Court also noted that these offences are lately becoming very frequent and thus wants to send a

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message to the society in general, that those who commit these types of crimes will end up behind closed doors.

Thus the Court having seen the relevant sections at law in particular Section 32 (1c) of Chapter 217 of the Laws of Malta **decides to find the accused JABBI KAIRABA guilty of the charges brought against him by the prosecution and condemns him for a period of six (6) months imprisonment.**

Finally the Court orders that a copy of this judgement together with the acts of these proceedings be sent to the Attorney General within three (3) days in terms of Section 401(3) of the Criminal Code.

< Final Judgement >

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