



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

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

Sitting of the 17th February, 2011

Number. 309/2011

**The Police
Inspector Mario Haber
V**

SAID MOKHTAR

Sitting held today, 17th February 2011.

The Court

Having seen that the accused **SAID MOKHTAR**, Ghanian national born on the 22nd February, 1985, son of Said and Samantha, known with police number 07W-O20 presently residing at the Hal-Far Open Centre, was arraigned before her accused:-

Informal Copy of Judgement

1. With having in a date not known before February 2011, as a person landing or embarking in or from Malta, failed to be in possession of a passport and failed to provide the Principal Immigration Officer the prescribed information and such other information that the Principal Immigration Officer may deem proper to require.

2. With having on the same date, time and circumstances in Malta while having in his possession Passports issued by a competent authority, that is Spanish Residence Card, issued in the name of other person, had transferred this document to another person or received this document which was transferred to him by another person.

3. Also with having, on the same date, time and circumstances made use or attempted to make use of Passport, issued to another person, that is the mentioned document.

4. Also with having on the same date, time and circumstances made false return, false statement or false representation to the Principal Immigration Officer.

Having seen all the documents exhibited in the acts of these proceedings by the Prosecution in particular the Conviction Sheet of the accused, the request to Legal Assistance throughout the interrogation when accused released his statement, a statement made by the accused, a copy of his Identity Card, a copy of an Immigration Certificate, two documents issued in Germany, and the consent of the Attorney General.

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 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 Sections 3 and 4 of Chapter 61, and Sections 28 and 32 (1c) of Chapter 217 of the Laws of Malta **decides to find the accused SAID MOKHTAR guilty of the charges brought against him by the prosecution and condemns him for a period of six (6) months imprisonment.**

< Final Judgement >

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