



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

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

Sitting of the 14 th April, 2011

Number. 509/2011

Case No: 509/2011

**The Police
(Inspector Joseph Hersey)**

Vs

Tony Nwagba

The Court;

Having seen the charge brought forward against the accused, **TONY NWAGBA 32 years, born in Nigeria and residing at Hal Far Tent Village, known with police no. 08TTT-028** who was charged with having on the months prior to the 13th April 2011, as a person who embarked in Malta, failed to be in possession of a passport.

Informal Copy of Judgement

Having seen documents exhibited in particular the document that the accused is going to be repatriated to Nigeria shortly ;

Having heard accused register a guilty plea to the charge brought against him which guilty plea was reaffirmed after the Court gave accused considerable time to reconsider same;

Having heard submission regarding the punishment to be inflicted in particular that the accused co operated fully with the Prosecution and that he filed an early admission of guilt and that he was about to be repatriated back to Nigeria with the help of an emergency document issued in his name and exhibited in the proceedings ;

In view of the guilty plea filed by the accused, the Court cannot but find him guilty as charged.

The Court saw the relevant Section at Law, in particular Article 28 of Chapter 217 of the Laws of Malta, and condemns the same accused TONY NWAGBA to a period of six (6) months imprisonment, which period of imprisonment is being suspended for two years from today in terms of section 28A of the Laws of Malta.

The Court warned the accused of the consequences according to law should he commit another crime during this period.

Finally the Court orders that a copy of the acts together with this sentence be forwarded to the Attorney General in terms of section 401(3) of Chapter 9 of the Laws of Malta according to law.

< Final Judgement >

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