



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

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

Sitting of the 28 th January, 2012

Number 100/2012

**The Police
(Inspector Luke Bonello)**

vs

FLORIN CLAUDIU CALIN

The Court,

Having seen that the accused **FLORIN CLAUDIU CALIN**, twenty six (26) years of age, son of And one and Liliana, national born in Romania on the 26th October 1985, presently residing at Mariah Court, Flat 3, Triq il-Wilga, Paceville, San Giljan, holder of Maltese Identity Card with number 71046A was arraigned before her accused that:

1. During the night of between the 21st January 2012 and the 22nd January 2012, and during the days and months before, whilst being in St Julians, together with other persons, committed several acts, even if at different times, which constitute violations of the same provision of the law, and were committed in pursuance of the same design, committed theft of several objects aggravated by time, violence and value, which items' value exceeds two hundred and thirty-two Euro and ninety-four cents (€232.94), to the detriment of Chelsea Bonavia and to other unknown persons.

2. Further more during the same date, time, place and circumstances, knowingly received or purchased any property which has been stolen, misapplied or obtained by means of any offence, whether committed in Malta or abroad, which items' value exceeds two hundred and thirty-two Euro and ninety-four cents (€232.94), or for knowingly take part, in any manner whatsoever, in the sale or disposal of these items.

Having seen all the documents exhibited in the acts of these proceedings by the Prosecution in particular the police report, the statement made by the accused, a conviction sheet, and photocopy of the accused' Identity card.

Having seen that the Court appointed interpreter Adrian Petrila translated faithfully the proceedings from the English Language to the Romanian Language and vice versa.

Having heard the accused declare he understood the nature of the charges brought forward against him by the prosecution and this through the assistance of the interpreter.

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

The Court explained to the accused, in the presence of the lawyer appointed by Legal Aid Dr. Yana Micallef

Stafrace, 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 guilty 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 also heard the prosecution declare that the res furtive is in its possession and it is ready to hand it over to the alleged victims.

The court saw the relative conviction sheet of the accused and that there was no crime or contravention registered on it and thus is to be considered as a first time offender.

The Court took note of the early plea of guilt registered by the accused and the fact that the accused co-operated fully with the prosecution.

Thus the Court having seen the relevant sections at law in particular Sections 18, 261(a)(c)(f), 280(2), 334 of Chapter 9 of the Laws of Malta decides to find the accused FLORIN CLAUDIU CALIN guilty of the charges brought against him by the prosecution and condemns him for a period of eight (8) months imprisonment suspended for two (2) years in terms of Section 28A of Chapter 9 of the Laws of Malta.

< Final Judgement >

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