



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

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

Sitting of the 31 st August, 2013

Number. 853/2013

**The Police
(Inspector Edel Mary Camilleri)**

vs

SIMON OBINNA UZODIMNA

The Court,

Having seen that the accused **SIMON OBINNA UZODIMNA**, of twenty six (26) years, son of Uzodimna and Mary, born in Nigeria on the 26th December 1986, residing in 120, Via Atibalda Avellino, Italy, holder of Italian ID Number I03510211 and with no fixed address in Malta was arraigned before her accused for having

On the 30th August 2013, been in possession of a passport issued to another person and also received a passport transferred to him by any other person.

Informal Copy of Judgement

Also under the same circumstances, for having committed any other kind of forgery, or knowingly made use of any other forged document.

Having seen all the documents exhibited in the acts of these proceedings by the Prosecution in particular a police report carried out at the airport, declaration of the arrested person prior interrogation to be assisted by a lawyer, the alleged counterfeit documents – permessi di soggiorno per stranieri, titolo di viaggio per stranieri and italian identity card issued by Roma, a forensic report, statement of the accused, true copy of the id card and passport of the accused, and animo ritirandi the original id card and passport of the accused.

The accused declared that he understood the nature of the charges brought forward against him and declared that he pleads 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.

Having heard the parties pleading with regards to the punishment.

Having considered that the accused had the right personal documentation to travel and that he was only in possession of other falsified documentation belonging to third parties, considers that a prison judgement would be the most effective form of punishment due to the accused.

Informal Copy of Judgement

Having seen the early admission of guilt registered by the accused in the first opportunity given to him is a reason for the Court to consider in awarding punishment and justifies the Court to give a punishment towards the minimum allowed by Law.

The Court, after having seen the relevant sections at law, in particular Sections 183, 184 and 189 of Chapter 9 and Section 3 of Chapter 61 of the Laws of Malta, decides to find the accused SIMON OBINNA UZODIMNA guilty of the charges brought against him by the prosecution and condemns him to one month 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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