



MALTA

**QORTI TAL-MAGISTRATI (MALTA)**

**BHALA QORTI TA' GUDIKATURA** KRIMINALI

**MAGISTRAT DR.**

**FRANCESCO DEPASQUALE**

Seduta tat-22 ta' Jannar, 2013

Numru. 67/2013

The **Police**

**(Inspector Robert Vella)**

**vs**

**Mohamed Haji Abdilwahid Nur**

**Today 22<sup>nd</sup> January, 2013**

**The Court;**

Having seeing the charges brought against **Mohamed Haji Abdilwahid Nur, 34** years, Somali national, born in Somalia on the 1<sup>st</sup> of January 1979 son of Noor Haji Abdilwahid and Noor Haji Faclumo, residing at Marsa Open Centre, Xatt il-Mollijiet Marsa or Hal Far Tent Centre Halfar holder of identity card number 36750(A) and charge him with having on the 21<sup>st</sup> January 2013 at about 7.45 in the evening in Marsa;

1. Assaulted or resisted by violence or active force not amounting to public violence, any person lawfully charged with a public duty when in the execution of the Law or of a lawful order issued by a competent authority and that is against PC 1413 Antoine Agius, and this in breach of Article 96 of Chapter 9 of the Laws of Malta;
2. For having on the same date, time, place and circumstances reviled, or threatened, or caused a bodily harm to any person lawfully charged with a public duty, against PC 1413 Antoine Agius while in the act of discharging their duty or because of them having discharged such duty, or with intent to intimidate or unduly influence them in the discharge of such duty, and this in breach of Article 95 of Chapter 9 of the Laws of Malta;
3. For having on the same date, time, place and circumstances wilfully committed any spoil, damage or injury to or upon a wrist watch, property belonging to PC 1413 Antoine Agius, which property exceeds twenty three euro and twenty nine cents (€23.29), but does not exceed one hundred and sixteen euro and forty seven cents (€116.47), and this in breach of Article 325 of Chapter 9 of the Laws of Malta;

4. For having on the same date, time, place and circumstances caused a slight bodily harm to PC 1413 Antoine Agius and this as certified by Dr Victor Buhagiar MD (Reg No: 1672) from Floriana Health Centre and this in breach of Article 221 of Chapter 9 of the Laws of Malta;
5. For having on the same date, time, place and circumstances disobeyed the lawful orders of any authority or of any person entrusted with a public service, or hinders or obstructs such person in the exercise of his duties, or otherwise unduly interferes with the exercise of such duties, either by preventing other persons from doing what they are lawfully enjoined or allowed to do, or frustrating or undoing what has been lawfully done by other persons, or in any other manner whatsoever, and this in breach of Article 338(ee) of Chapter 9 of the Laws of Malta;
6. For having on the same date, time, place and circumstances in any manner not otherwise provided for in this Code, wilfully disturbed the public good order or the public peace, and this in breach of Article 338(dd) of Chapter 9 of the Laws of Malta;
7. For having on the same date, time, place and circumstances in a public or open to the public, was found drunk and incapable of taking care of himself, and this in breach of Article 338(ff) of Chapter 9 of the Laws of Malta;

The Court having seen the accusations being brought against Mohamed Haji Abdilwahid Nur;

## Kopja Informali ta' Sentenza

Having heard his admission;

Having seen articles 28 A, 95, 96, 221, 325, 338(ee), 338(dd) and 338(ff) of Chapter 9 of the Laws of Malta;

The court on his admission finds the accused guilty of the accusations being made against him and condemns the accused to a term of imprisonment of one (1) month from today which term shall not elapse unless the accused commits any other offence punishable with imprisonment within a term of four (4) years from today in terms of Article 28A of Chapter 9 of the Laws of Malta;

The Court in terms of Section 28H of Chapter 9 of the Laws of Malta orders the accused to pay PC 1413 Antoine Agius the damages he incurred to him and this within a period of six (6) months from today.

**< Sentenza Finali >**

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