



MALTA

COURT OF MAGISTRATES (MALTA)
AS A COURT OF CRIMINAL JUDICATURE
MAGISTRATE DR.
CAROL PERALTA

Sitting of the 13 th March, 2014

Number. 38/2014

THE POLICE
INSPECTOR KYLIE BORG

VS

MOHAMED ABDI ABDIFATAH

The Court:

Having seen the accusations brought against the accused Mohamed Abdi Abdifatah, holder of Maltese Identity card number 83393A.

Accused that:

Having on the 27th of December 2013 at about 23:00hrs, whilst in Marsa:

1. Caused grievous bodily harm on the person of Saleban Shide Saed, as certified by Dr. C. Bugeja Fasset, MD.,
2. And on the same place, date and time, whilst in a public place or place open to public, was found drunk and incapable of taking care of himself.

The Court was requested to provide for the safety of Salebian Shide Saed under Article 412C, where the Court prohibits or restricts the accused from approaching or following the movements of the injured person or any other individual specified in the order.

The Court:

Read the documents and accusations;

Heard the evidence produced under oath;

After having seen Articles 216 and 338 (ff) of Chapter 9 of the Laws of Malta;

The Court after taking in consideration the admission of the accused;

For these reasons and in terms of Article 28 A of Chapter 9 of the Laws of Malta, and after having due consideration towards the circumstances of the case, this Court condemns the accused, Mohamed Abdi Abdifatah, of a term of imprisonment of one (1) year but is ordering that this sentence should not be carried out unless the accused is found guilty of another offence which carries a term of imprisonment for the next two (2) years.

Informal Copy of Judgement

The Court explained the consequences of the judgement to the accused.

< Final Judgement >

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