



MALTA

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

**MAGISTRATE DR.
AUDREY DEMICOLI**

Sitting of the 22 nd May, 2014

Number 506/2014

**Police
(Inspector Arthur Mercieca)
(Inspector Jason F Sultana)**

VS

Ljubisa Milijic

The Court;

Having seen the charges brought against Ljubisa Milijic of 53 years, son of Ranko and Vinka nee' Sibinovic, born in Serbia on the 8th of February,

1962, residing at 3 Shipley Court, Flat 3 Triq H Calleja Schembri, Msida and holder of identity card number 544512L.

Accuse him for:

1. Having on the 8th of May, 2014 in Triq Sir Adrian Dingli at some time between 18:10hrs and 18:58hrs, committed theft of a number of items from within a building, which theft aggravated by means, by person, and by amount which amount exceeds more than €2,329.37 to the detriment of Kevin Scerri and/or other person/s and/or other entities or other companies and this in breach of articles 261(b)(c)(d), 263(a), 265, 266, 267, 268(d), 279(b) 280(2);
2. And for knowingly received or purchased any property which has been stolen, misapplied or obtained by means of any offence, whether committed in Malta or abroad, or knowingly took part, in any manner whatsoever, in the sale or disposal of the same.

Having heard the accused plead guilty to the charges brought against him, notwithstanding the fact that the Court warned him of the consequences of his guilty plea after having afforded him sufficient time within which to withdraw his guilty plea.

Having heard the accused plead guilty to the charges brought against him the Court has no alternative but to find him guilty of the said charges.

With regards to punishment the Court took into consideration the fact that the accused filed a guilty plea at such an early stage of the proceedings, the fact that he cooperated with the Police during the course of the investigation and also the fact that the resfurtiva was returned back to the victims.

For the abovementioned reason and after having seen Section 261, 263(a), 265, 266, 267, 268(d), 279(b) and 280(2) of the Criminal Code, the Court finds the accused guilty of the first charge brought against him and condemns him to two (2) years imprisonment which in terms of Section 28A of the Criminal Code are being suspended for a period of four (4) years from today. In view of the fact that the second charge was given as an alternative to the first charge for which the accused had been found guilty the Court abstains from taking further cognisance of the said charge.

After having seen Article 392 A (2) and 401 (3) of Chapter. 9 of the Laws of Malta, the Court orders that a copy of this judgement together with the acts of these proceedings are sent to the Attorney General within the time limit stipulated by Law.

< Final Judgement >

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