



MALTA

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

**MAGISTRATE
ANTONIO GIOVANNI VELLA**

Sitting of the 8 th July, 2014

Number. 625/2014

THE POLICE

INSPECTOR GODWIN SCERRI

VS

MARIUS EMIL CIOCAN

NICULAI FLORICA

The Court;

After seeing the charges brought against;

Marius Emil Ciocan of 23 years, son of Pertica and Nicoletta nee' Ciorianu, born in Romania on 23rd January 1991, residing at 101 Burmarrad Road, Burmarrad and holder of card number 52531A;

And

Niculae Florica of 28 years, son of Florica and Nicolina nee' Iordache, born Romania on 21st September 1985, resident Flat 31, Mayflower Flats, Hatab Rd, St Paul's Bay and holder of Romanian identity card number 1850921450128-Rom;

With having;

- 1) On these islands on the 7th of July 2014 at around 03.00am whilst at the B Bar situated in St Paul's Bay, committed the theft of a mobile Iphone 5s, theft which is qualified by value, and time to the detriment of Ms Diana Laura Clarke ;
- 2) Accuse Emil Ciocan of failing to comply with the conditions of bail imposed by the Court of Magistrates on the 2nd March 2012;

- 3) The Court is humbly being requested to consider Mr Emil Ciocan of being a recidivist and to consider Mr Niculae Florica of being a recidivist;

Considers:

After having seen Articles 261(C)(f), 42(D), 579, 49, 50 and 289 of Chapter 9 of the Laws of Malta.

After having heard the evidence and the documents exhibited;

After having heard the accused file a plea of guilty, which plea was confirmed by them after the Court allowed them sufficient time according to law to reconsider their admission, and after the Court warned them solemnly with the consequences that their admission would bring;

This Court finds the said accused guilty as charged and condemns them to a punishment of nine (9) months imprisonment.

The Court explained in clear words the terms of the judgment to the accused.

< Final Judgement >

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