



MALTA

COURT OF MAGISTRATES (MALTA)
AS A COURT OF CRIMINAL JUDICATURE
MAGISTRATE DR.
IAN FARRUGIA

Sitting of the 8 th December, 2014

Number. 1211/2014

The Police

(Inspector Frankie Sammut)

Vs

Abudala Wisdom

The Court;

Having seen the charges brought against Abudala Wisdom, Ghana National born on the 1st January 1989 in Accra, son of Unknown father and Mariam, residing at 175 Via Chiesa Nuova Rieti, holder of Italian ID card no AT0909176;

Informal Copy of Judgement

1. And charge him with having on the 6th December 2014 and in the previous days in Malta while having in his possession a document issued by a competent authority, that is an Italian passport no 14244 and Residence Permit bearing number I005643762, issued in the name of Suleiman Issah, had transferred this document to another person or received this document which was transferred to him by another person (Cap 61, Sec 3 of the Laws of Malta);
2. And charge him also with having on the same date, time and circumstances made use or attempted to make use of Passport, issued to another person, that is the mentioned document (Cap 61, Sec 4 of the Laws of Malta);
3. And charge him also with having on the same date, time and circumstances made false return, false statement or false representation to the Principal Immigration Officer (Cap 217, Sec 32(1c) of the Laws of Malta);

Having seen all the documents exhibited in the acts of these proceedings;

Having heard accused plead guilty to the charges brought against him during today's arraignment and his insistence on such guilty plea after being given time according to law to reconsider;

Having heard prosecuting officer on oath;

Having seen the minutes of today's hearing;

Having heard submissions by the prosecution and the defence;

Considers;

Informal Copy of Judgement

That in view of the accused's guilty plea to all charges proferred against him, and since there is no reason emanating from these proceedings why this Court should not accept such plea, it is the duty of this Court to proceed with judgement and declare the accused guilty as charged.

In terms of punishment, this Court is taking into particular consideration the fact that the accused pleaded guilty at the earliest possible opportunity in these proceedings, but also the increase in similar, if not identical, cases to this. While the message should be unequivocal and effective, the Court is still inclined to impose a punishment which is closer to the minimum allowed by law than otherwise.

THEREFORE, THE COURT, having seen Articles 3 and 4 of Chapter 61, Article 32(1)(c) of Chapter 217 and Article 17 of Chapter 9 the Laws of Malta, finds and declares offender Abudala Wisdom guilty as charged and condemns him to a term of imprisonment of six (6) months.

< Final Judgement >

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