



MALTA

**COURT OF MAGISTRATES (MALTA)**  
**AS A COURT OF CRIMINAL JUDICATURE**  
**MAGISTRATE DR.**  
**JOSETTE DEMICOLI**

Sitting of the 5 th November, 2014

Number 1083/2014

**The Principal Immigration Officer**  
**(Inspector Darren Buhagiar)**

**Vs**

**Laminn Njie**

**Abdifatah Awil Guled**

**Fatah Abdi**

**Abdi Shakur Said**

**MAGISTRATE DR. JOSETTE DEMICOLI LL.D**

**Sitting of Wednesday 5th November 2014**

The Court,

Having seen the charges brought against the accused Laminn Njie of 18 years of age, Gambian nationality, son of Laminn Njie and Ndumbe, born in Bakoteh, Gambia on 27-12-1996, residing at Marsa Open Centre and holder of police number 13W-060; Abdi Shakur Said of 17 years of age, Somali nationality, son of Said and Shukri, born in Mogadishu, Somalia on 05-07-1997, residing at Hal Far Open Centre and holder of police number 14D-011; Abdi Fatah of 16 years of age, Somali nationality, son of Adam and Fauzija, born in Somalia on 01-01-1998, residing at Dar is-Sliem, Sta. Venera and holder of police number 13C-037; and Abdifatah Awil Guled of 16 years of age, Somali nationality, son of Abdifatah and Fatuma Abdi, born in Somalia on 01-01-1998, residing at Dar is-Sliem, Sta. Venera and holder of police number 13C-083 with having:

On the 4<sup>th</sup> November, 2014 or previous days in these islands forged, altered or tampered with documents or used or had in their possession forged documents, which they knew to be forged, altered or tampered with, that is, had in their possession counterfeit Italian Residence permits and Italian passports for Aliens (Chap. 61, Sec. 5 of the Laws of Malta);

And charged also with having on same date, time and circumstances committed any other kind of forgery, or having knowingly made use of any other forged document, that is with regards to the mentioned documents (Chap. 9, Sec. 189 of the Laws of Malta);

And charged also with having on same date, time and circumstances forged any document or true copy of a document or an entry made in pursuance of this act (Chap. 217, Sec. 32(1)(d) of the Laws of Malta).

Having seen all the acts and documents of the case.

Having heard the accused plead guilty to the charges brought against them, notwithstanding the fact that the Court warned them in the most solemn manner of the legal consequences of their guilty plea after having given them sufficient time within which to reconsider and withdraw their guilty plea;

Having heard the prosecution and defence counsel make their submissions.

Considers:

The accused pleaded guilty to the charges brought against them and the charges have been proven.

With regards to punishment the Court took into consideration the fact that the accused pleaded guilty at an early stage of the proceedings, the circumstances of the case and their clean record.

Consequently the Court after having seen Section 5 of Chapter 61 of the Laws of Malta, section 189 of Chapter 9 of the Laws of Malta, section 32(1)(d) of Chapter 217 of the Laws of Malta, sections 17, 31, 37(2) of Chapter 9 of the Laws of Malta, upon admission, finds the accused guilty as charged and condemns each one of the accused to a period of one (1) year imprisonment, which term of imprisonment after having seen Section 28A of the Laws of Malta is being suspended for a period of three (3) years.

The Court warns the accused with the consequences according to law if they were to commit another crime within the operative period of this judgment.

**< Final Judgement >**

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