



MALTA

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

**MAGISTRATE DR.
CAROL PERALTA**

Sitting of the 30 th June, 2015

Number. 694/2014

**THE POLICE
INSPECTOR TREVOR MICALLEF**

VS

EIHAB AHMED AHMED ELSADI

The Court:

Having seen the accusations brought against the accused Eihab Ahmed Ahmed Elsadi, holder of Passport number 249166.

Accused that:

Having on the 30th of July, 2014, at about quarter past seven in the morning (07:15hrs) in St. Julians and/or in these islands:

1. Reviled, threatened or caused bodily harm on a person lawfully charged with a public duty, while in the act of discharging his duty or because of having discharged such duty, or with intent to intimidate or unduly influence them in the discharge of such duty;
2. Accused further with having on the same date, time, place and circumstances wilfully disturbed the public good order or the public peace;
3. Accused further with having on the same date, time, place and circumstances disobeyed the lawful orders of any authority or of any person entrusted with a public service, or hindered or obstructed such persons in the exercise of their duties, or otherwise unduly interfered with the exercise of such duties, either by preventing them from doing what they are lawfully enjoined or allowed to do, or frustrated or undid what has been lawfully done by them, or in any other manner whatsoever;
4. Accused further with having on the same date, time, place and circumstances in a public place or a place open for the public was found in a drunken state;
5. Accused further with having on the same date, time, place and circumstances had in his possession the psychotropic and restricted drug (ecstasy) without a special authorisation in writing by the superintendent of Public Health, in breach of the provisions of the Medical and Kindred Professions Ordinance Chapter 31 of the Laws of Malta and the Drugs (Control) Regulations, Legal Notice 22 of 1985 as amended.

The Court:

Read the documents and accusations;

Heard the evidence produced under oath;

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

The voluntary admission of the accused to the accusations brought against him by the Prosecution leave this Court no other alternative but to find the accused guilty as charged.

After having seen articles 95, 338 (dd), 338 (ee), 338 (ff) of Chapter 9 of the Laws of Malta as well as the Medical Profession Ordinance of Chapter 31 of the Laws of Malta and the relative regulations, and after having seen also Article 533 (1) of Chapter 9 of the Laws of Malta, this Court believes that an effective prison sentence is not the case, and this after having taken into consideration the personal circumstances of the accused, his regular stay in Malta today, and therefore whilst on the first accusation the Court finds him guilty and condemns him to a payment of a penalty of eight hundred euros (€800) with six (6) months time to pay. As far as accusations 2, 3, 4, 5 are concerned, the Court is applying article 28 (A) of Chapter 9 of the Laws of Malta with a penalty of imprisonment of six (6) months suspended by one (1) year.

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

< Final Judgement >

-----END-----