

**Court of Magistrates (Malta)
As a Court of Criminal Judicature**

Magistrate Dr Josette Demicoli LL.D

**The Police
(Inspector Trevor Micallef)**

Vs

**Ivan Janjetic
Denis Danilovic
Dalen Cekada
Davor Andelkovic
Marijo Hodak
Igor Valec**

Today 15th October, 2015

The Court,

Having seen the charges brought against Ivan Janjetic, son of Franjo and Ranka nee` Janjetic, born Croatia on the 21st March 1994, residing at Sea View Apartments, Room no. 35, St. George's Road, St. Julian's and holder of passport number 042877860; Denis Danilovic, son of Damir and Ksenija nee` Bacanovic, born Croatia on the 03rd August 1990, residing at Blue Sea, Room number 636, Dragonara Road, St. Julian's and holder of passport number 021622998; Dalen Cekada son of Serdo and Mirisana nee` Brala, born Croatia 29th July 1990, residing at Sea View Apartments, Room number 35, St. George's Road, St. Julians and holder of passport number 123307543; Davor Andelkovic son of Milan and Marina nee` Pintaric, born Croatia, on the 06th January 1983, residing at St. George's Park Hotel, Room number 230, St. Julians and holder of passport number 107222408; Marijo Hodak, son of Marko and Mira nee` Loncar, born Germany, on the 19th March 1977, residing at Baystreet Hotel, Room number 651, St. Julians and holder of passport number 003270270; and Igor Valec, son of Zeljko and Lidija nee` Brgles, born Croatia on the 26th November 1989, residing at Blue sea Hotel, Room no. 636, Dragonara Road, St. Julians, and identity card number 112183615:

With having in these islands on the 13th October 2015 at about twenty past one in the morning (01:20a.m) in St. Julian's:

1. Wilfully committed any spoil, damage or injury to or upon movable or immovable property hence the front door and sign of the White Palace to the detriment of Ronnie Axisa and/or other persons and/or other entities which damage exceeds two thousand and five hundred euros (Euro 2,500) (Art. 325(a) Chapter 9 of The Laws of Malta)
2. Accuse them further for having on the same date, time, place and circumstances, wilfully committed spoil, damage or injury upon movable or immovable property hence door and other objects of Plush to the detriment of Franky Grima and/or other persons, and/or other entities which damage does not exceed two thousand and five hundred euros (Euro 2,500) but exceeds two hundred and fifty euros (Euro 250) (Art. 325 (b) Chapter 9 of The Laws of Malta)
3. Accuse them further for having on the same date, time, place and circumstances, wilfully committed spoil, damage or injury upon movable or immovable property hence several chairs and tables of Chick King to the detriment Mahmoud Ali Hassanin and/or other persons, and/or other entities and/or other entities which damage does not exceed two thousand and five hundred euros (Euro 2,500) but exceeds two hundred and fifty euros (Euro 250) (Art. 325 (b) Chapter 9 of The Laws of Malta)
4. Accuse them further for having on the same date, time, place and circumstances, wilfully committed spoil, damage or injury upon movable or immovable property hence a vehicle windscreen of vehicle make Peugeot bearing registration no. KBN 242 to the detriment Mahmoud Ali Hassanin and/or other persons, and/or other entities and/or other entities which damage does not exceed two thousand and five hundred euros (Euro 2,500) but exceeds two hundred and fifty euros (Euro 250) (Art. 325 (b) Chapter 9 of The Laws of Malta)
5. Accuse them further for having on the same date, time, place or circumstances incited an assembly of persons, who when so incited shall be ten or more in number, for the purpose of committing an offence. (Art. 68 (1) Chapter 9 of The Laws of Malta)
6. Accuse them further for having on the same date, time, place or circumstances took active part in an assembly of ten or more persons for the purpose of committing an offence, although the said assembly may not have

been incited by any one in particular. (Art. 68 (2) Chapter 9 of The Laws of Malta).

7. Accuse him further with having on the same date, time, place and circumstances wilfully disturbed the public good order or the public peace. (Art. 338 (dd) Chapter 9 of The Laws of Malta)
8. Accuse him further with having on the same date, time, place and circumstances threw stones or other hard substances at the terraces, roofs, windows, doors, courtyards, lamps or walls of houses of other persons, or of any other building, or knocked at the door, or rings the bell of any other person's house or building (Art. 339 (1) (c) Chapter 9 of The Laws of t
9. Accuse him further with having on the same date, time, place and circumstances used force against Aleksander Stanojcic with intent to insult him, annoy or hurt him (Art. 339 (1)(d) Chapter 9 of The Laws of Malta)

Having seen the Attorney General's consent that this case be tried summarily and that the accused declared that they do not object that their case be so dealt with.

Having heard the accused plead guilty to the charges brought against them and having heard them confirm their admission of guilt after they were given time to reconsider their guilty plea.

Having seen all the acts and documents.

Considers:

The accused have admitted the charges brought against them and hence the charges have been sufficiently proven.

With regards to the punishment to be meted, the Court considered the early guilty plea and the fact that the accused declared that they were ready to make good for the damage caused. Infact four of the accused have paid the amount due and the other two have made the necessary arrangements with their lawyer for a bank transfer. Thus, in view of this the Court deems that it should not impose effective imprisonment.

For the above-stated reasons, the Court after having seen articles 17, 68(1)(2), 325(a)(b), 338(dd), 339(1)(c) and 339(1)(d) of Chapter 9 of the Laws of Malta, finds the accused guilty of the charges brought against them and condemns them to two (2) years imprisonment which by application of article 28A of

Chapter 9 of the Laws of Malta are being suspended for four (4) years. Moreover, orders the accused Ivan Janjetic and Delin Cekada to pay the amount of €962 each.

The Court has explained to the accused the consequences at law if they or one of them commits a crime within the operative period of this judgment.

Dr Josette Demicoli LL.D
Magistrate