



BULLETIN OF BASIC PROSECUTION OFFICE - GJILAN

January – March 2024



This bulletin reflects the main activities, which have been carried out at the Basic Prosecution Office in Gjiatjan, for the period January-March 2024



Three people are detained for endangering public traffic and not providing assistance to the injured person in the public traffic disaster

Gjilan, January 26, 2024

The Basic Prosecution in Gjilan, General Department, has detained the suspects F.A. and B.A., for a duration of 48 hours, due to the suspicion that they have committed the criminal offenses "Endangering public traffic by dangerous actions or means " and "Failure to provide assistance to the injured person in the public traffic accident" of the Criminal Code of the Republic of Kosovo and the suspect L.M., due to the criminal offense "Failure to provide assistance to the injured person in the public traffic disaster" of the CCRK.

There is a reasonable suspicion that the suspects F.A. and B.A., on January 25, 2024, around 00:50 minutes, with their vehicles, along with the now deceased L.R., during the driving of vehicles have held races, which are prohibited by law, from the exit of Gjilan to the entrance of the village of Dobërçan, where the deceased L.R., suffered a self-accident and lost his life.

It is also suspected that after the self-accident, the suspects – drivers F.A. and B.A., as well as the suspect - passenger L.M., did not provide assistance to the deceased L.R., leaving the scene.

The case prosecutor shall, within the legal time limit against the suspects, request the measure for the provision of the defendants in criminal proceedings.


A person is prohibited for unauthorized photography and recording

Gjilan, February 6, 2024

The Basic Prosecution in Gjilan, General Department, has requested the imposition of detention measure by the Basic Court in Gjilan against the defendant L.B., due to the suspicion that he has committed the criminal offense "Photography and other unauthorized recordings", under Article 202 paragraph 2 of the Criminal Code of the Republic of Kosovo.

According to the request, there is a grounded suspicion that on January 14, 2024, in Gjilan, the defendant L.B., intentionally and without authorization, violated the privacy of the injured person, so that initially through his phone number in the "WhatsApp" application, he threatened the injured person that if the same did not perform actions according to his will, he would publish nude photos to him, where after the same had not obeyed his request, the defendant had distributed the photos on the social network "Telegram."

The defendant by order of the prosecutor is in detention for 48 hours, due to the above criminal offense.



Indictment against four persons for illegal usurpation of immovable property and abuse of official position or authority

Gjilan, February 7, 2024

The Basic Prosecution in Gjilan, Department for Serious Crimes, has filed an indictment against the defendants G.P., M.Sh., V.I. and G.N., due to the criminal offenses "Illegal usurpation of immovable property " and "Abuse of official position or authority " of the Criminal Code of the Republic of Kosovo.

According to the indictment, the defendant G.P., since 2021, illegally occupied two cadastral plots, one on an area of 14357 m² and the other on an area of 8859 m², owned by the Social Enterprise "Ereniku Primary Manufacturing" in Gjakova, managed by the Kosovo Privatization Agency, so that the defendant continuously used these properties by constructing 3 facilities and placing a container, without any valid legal basis.

With these actions, the defendant has committed the criminal offense "Illegal usurpation of immovable property", under Article 320, paragraph 1 of the CPRK.

Whereas, the other three defendants, as official persons, namely V.I., and M.SH., in their capacity as Chairman of the Commission for Land Consolidation from the Directorate for Cadastre, Geodesy, and Property in the Municipality of Gjakova, as well as Gj.N., in his capacity as Director of the Directorate for Cadastre, Geodesy, and Property in the Municipality of Gjakova, have misused their official duties to unlawfully obtain property. They were aware that the aforementioned parcels were the property of the Social Enterprise "Ereniku Primary Productivity" in Gjakova, administered by the Kosovo Privatization Agency (KPA). Defendant V.I., enabled party A.N., to transfer the property to his name, based on his verbal request and some commission decisions. With the Confirmation dated 16.12.2021, without a protocol number, it was certified that A.N., from Gjakova is the owner. Based on this, the Directorate for Cadastre in Gjakova initially transferred the parcel to A.N., and then, through a Purchase Contract between A.N. and defendant G.P., the property was transferred to the defendant, without the consent or notification of the KPA, the sole administrator of the social property.

Defendant M.Sh., enabled party A.N. to transfer the property to his name by issuing a decision and by compiling and signing the parcel plan copy. Meanwhile, defendant Gj.N. enabled defendant G.P. to transfer the property to his name by issuing a decision that approved the request for the transfer of ownership of the parcels.

With these actions, the defendants, ,M.Sh. V.I. and Gj.N, each separately have committed the criminal offense "Abuse of official position or authority", under Article 414, paragraph 1 of the CCRK.

Administrator Rukovci from the Basic Prosecution in Gjilan hosted Mr. Lewocki Monitor from EULEX

Gjilan, February 21, 2024

The Administrator of the Prosecution Office in Gjilan, Mr. Hasan Rukovci, hosted a meeting with Mr. Grzegorz Lewocki, a monitor from EULEX. Also attending the meeting was Mr. Shkëlqim Dushica, the trainer for the Gjilan region, from the project within the Case Management Information System (CMIS).

Initially, the Administrator Rukovci presented the reports of the work of the Basic Prosecution in Gjilan for 2023, where he emphasized that all actions except manual are implemented through the CMIS program, both by prosecutors and administrative staff.

It was also discussed about the reports with known and unknown perpetrators of criminal offenses and the interconnection of cases and submissions, which are forwarded to the court.

The EULEX Monitor Lewocki at the end of the meeting thanked Administrator Rukovci for receiving and reflecting the work reports through the CMIS program.



Chief Prosecutor Kadriu received in a meeting the Supervisor of the Office for Advocacy and Assistance to Victims of Crime in Gjilan

Gjilan, February 28, 2024

Chief Prosecutor of the Basic Prosecution in Gjilan, Mr. Arben Kadriu hosted in a meeting the Supervisor of the Office for Protection and Assistance to Victims of Crime, in Gjilan, Mr. Gani Leci.

Part of this meeting was also the prosecutor from the General Department of this Prosecution Office, at the same time the coordinator for criminal offenses of domestic violence.

The purpose of this meeting was to coordinate the obligations during the protection of victims of crime, who promised increased cooperation and greater engagement in providing assistance and protection to victims of crime, providing them with adequate treatment, so as not to be re-victimized.

Also, the OAAV Supervisor presented the challenges they face in fulfilling their legal obligations, as the Gjilan region is covered only by three officials for the protection of victims of crime.



The Chief Prosecutor and the Administrator of the Basic Prosecution in Gjilan hosted in a meeting the Director of the Secretariat of the Kosovo Prosecutorial Council

Gjilan, February 28, 2024

Chief Prosecutor of the Basic Prosecution in Gjilan, Mr. Arben Kadriu and the Administrator of this Prosecution Office Mr. Hasan Rukovci received in a meeting the Director of the Secretariat of the Kosovo Prosecutorial Council, Mr. Sami Istrefi, along with his associates.

Initially, Chief Prosecutor Kadriu and Administrator Rukovci thanked Director Istrefi for this visit, assessing the readiness towards the concrete needs of the Basic Prosecution in Gjilan, in which case the work reports for 2023 were also reflected by this prosecution.

In the second part of the meeting, all the administrative staff of the Basic Prosecution in Gjilan participated, who had the opportunity to express all the challenges they face in fulfilling their duties.

At the end of the meeting, they agreed that such meetings should be realized in order to fully coordinate joint activities.





PRESS RELEASE

Gjilan, February 28, 2024

The Basic Prosecution in Gjilan, informs you about the person reported on January 09, 2024 as a missing person, who was found without signs of life on February 26, 2024.

On the above date, around 22:45 minutes, under the elevator of a residential building in Gjilan, the now deceased M.H., (1958) was found without signs of life, in which premise, the same resided.

After being reported as a missing person, the initial suspicions involved the criminal offense of "Kidnapping." Upon his release from the detention center in Lipjan on January 9, 2024, he had with him 86,250 Swiss francs. Therefore, the Basic Prosecution in Gjilan decided to initiate investigations into this criminal offense and undertake numerous investigative actions.

After finding the missing person, the aforementioned amount of 86,250 Swiss francs was found in his bag, as well as 350 Euros, three mobile phones and other personal items.

The state prosecutor has ordered that the lifeless body of the deceased be sent for autopsy to the Institute of Forensic Medicine. Also, experts from the technical faculty have been engaged, in order to expertise the technical functionality of the elevator, orders have been made for the examination of phones and other investigative actions have been taken.

Regarding further actions, you will be notified in time.



A person is detained for fraud and identity theft

Gjilan, February 29, 2024

The Basic Prosecution in Gjilan, General Department, has detained the suspect, for a period of 48 hours, on suspicion of committing the criminal offenses "Fraud" and "Identity and Credentials Theft" of the Criminal Code of the Republic of Kosovo.

It is suspected that using the serious condition and addiction to narcotics of a person takes his bank card and then on social networks called for help in the amount of 160,000.00 euros, allegedly for the recovery of the son of the injured G.D., who does not really exist, so that 30 people send money for help and the suspect withdraws an amount of about 4,296.50 euros.

The Basic Prosecution in Gjilan within the legal deadline against the same will request the measure for securing the defendant in criminal proceedings.

Indictment against three persons for accepting and giving bribes

Gjilan, March 05, 2024

The Basic Prosecution Office in Gjilan, Department for Serious Crimes, has filed an indictment against the defendant M.B., due to the criminal offense of "Accepting a bribe" and the defendants Sh.P. and N.O., for the criminal offense "Giving a bribe" of the Criminal Code of the Republic of Kosovo.

According to the indictment, the defendant M.B., while serving as the state prosecutor of the Basic Prosecution in Prizren, allegedly accepted an offer or promise of a €20,000 gift between April and July of 2023 in Prizren. This purportedly occurred during a representation at the Basic Court in Prizren on March 31, 2023. The offer was allegedly made in exchange for a promise to waive criminal prosecution in the absence of evidence against the accused individuals N.O., U.S., and A.S. for the criminal offense of "Unauthorized purchase, possession, distribution, and sale of narcotics, psychotropic, and analogous substances" under the Criminal Code of the Republic of Kosovo (CCRK).

These actions, as described, are said to constitute the criminal offense of "Accepting a bribe" under Article 421, Paragraph 1 of the CCRK.

The defendants Sh.P. and N.O. allegedly promised to give a bribe directly to the other person, now identified as the defendant M.B. This promise was made with the intention that M.B., acting in capacity of the state prosecutor, would, at the conclusion of the main trial on March 31, 2023, waive the indictment against the accused individuals N.O., U.S., and A.S. for the aforementioned criminal offense.

These actions, as described, are said to constitute the criminal offense of "Giving a bribe" under Article 422, Paragraph 1, related to Article 31 of the Kosovo Penal Code (KPRK).



PRESS RELEASE

Gjilan, March 06, 2024

The Basic Prosecution in Gjilan, informs the public that today the portal "National" has published an interview with the defendant B.L. against whom the Kosovo Police, on February 14, 2024, filed a criminal report due to the criminal offense "Aggravated theft", under Article 315 related to Article 31 of the Criminal Code of the Republic of Kosovo.

Against the same with the decision to expand the investigations of February 16, 2024, investigations have been initiated due to the criminal offense "Serious theft" from Article 315 paragraph 1 regarding paragraph 2.1 and Article 31 of the Criminal Code of the Republic of Kosovo.

The defendant B.L., has been inaccessible by the Kosovo Police and despite the continuous efforts of the prosecution and the police, he has not yet been arrested and is being sought by the police.


For the sake of fairness, we inform you that the allegations of the accused in this interview do not stand, as the same prosecution has filed the following indictments:

- On October 1, 2009, a proposal was made for the criminal offense "Falsification of documents" under Article 332, paragraph 3, in conjunction with paragraph 1 and Article 23 of the CPRK,
- On March 03, 2010, a proposal was filed for the criminal offense "Light Bodily Injury" under Article 153, paragraph 2, in conjunction with paragraph 1, subparagraph 4 of the CPRK,
- On January 10, 2011, a proposal was filed for the criminal offense "Light Bodily Injury" under Article 153, paragraph 2, in conjunction with paragraph 1, subparagraph 4 of the CPRK.

Indictment against 6 persons for robbery, possession of weapons without permission, sale and purchase of weapons and use of weapons or dangerous tools

Gjilan, 14 March 2024

The Basic Prosecutor's Office in Gjilan, Department for Serious Crimes, has filed an indictment against the defendants D.G., M.L., K.Xh., A.B., V.S. and N.M., due to the criminal offenses of "Robbery", "Use of a dangerous weapon or tool", "Unauthorized ownership, control or possession of weapons" and "Import, export, supply, transportation, production, exchange, brokering or unauthorized sale of weapons or explosives", of the Criminal Code of the Republic of Kosovo (CCRK).



According to the indictment, on November 18, 2021, on the regional road Gjilan-Prishtina, in the village of Parallovo, municipality of Novobërda, the defendants D.G., M.L., K.Xh., A.B., V.S. and N.M., in cooperation, intentionally and with the purpose of illegal financial gain for themselves, have robbed the amount of money of €996,271.24 and 46,780.00 American dollars (USD) to the detriment of the injured Bank Pro Credit, headquartered in Pristina and the company "Besa Security", based in Pristina, in such a way that the defendant D.G. secured and put into circulation the "Volvo" type vehicle, while the defendant M.L., as a manager in the company "Besa Security", has prepared the special vehicle for transporting cash, so that the same, without the knowledge of the owner of the company, sent this vehicle to the auto service whose owner is the defendant K.Xh, where together with the defendant K.Xh., they put the electronic device to deactivate the engine remotely through remote control and on the critical day of the defendant A.B., V.S. and N.M., they hide the "Volvo" vehicle in the village of Parallovo, while with the "Zafira" vehicle, they followed the "Fiat" vehicle, which had collected the money from the bank machines to send it to the Pro Credit Central Bank in Pristina, where, upon reaching the village of Parallovo, they stopped him by remote control and the same masked and armed with long guns, first shot with guns, then took the driver and three other workers out, took 10 bags full of money from the vehicle, they put them in their vehicle and go to the place where they left the "Volvo" vehicle, while they burn the "Zafira" vehicle.

With these actions, the same in cooperation have committed the criminal offense "Robbery" from Article 317 paragraph 3 and Article 31 of the KPRK.

Defendants V.S., A.B. and N.M., are also accused of the criminal offense of "Using a dangerous weapon or tool", from article 367 paragraph 2 related to paragraph 1 of the CCRK.

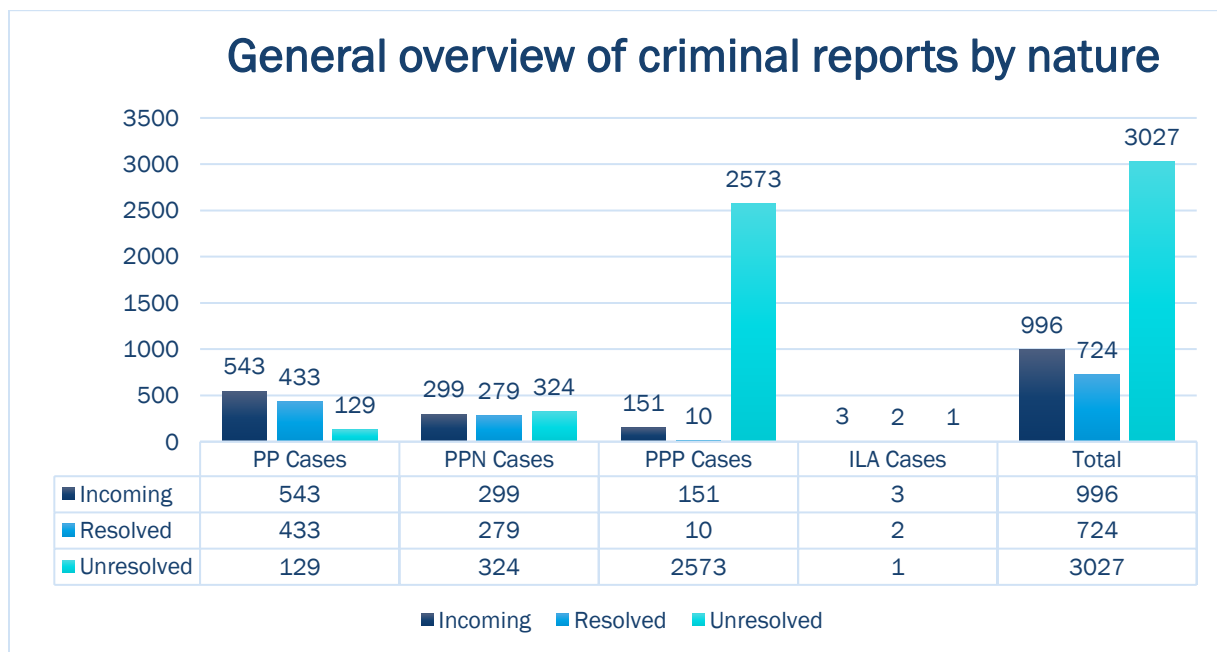
Also, the defendant A.B. is accused of the criminal offense of "Unauthorized ownership, control or possession of weapons" from article 366 paragraph 1 of the CCRK, while the defendant V.S. also for the criminal offense "Unauthorized import, export, supply, transportation, production, exchange, brokering or sale of weapons or explosive materials", from article 364 paragraph 2 related to paragraph 1 and article 77 of the CCRK.

General statistical data by type of criminal report

January - March 2024

The Basic Prosecution in Gjilan has received a total of 996 cases (from the PP, PPN, PPP and NJ registry), while it has resolved 724 cases of all natures, in an overall case training efficiency of 79.74%.

Through the graph below, the general data according to the type of criminal report/type of register are reflected.



Graph 1: Presents general statistical data by nature of criminal report for the period January-March 2024