

**IN THE HIGH COURT OF TANZANIA
(DAR ES SALAAM DISTRICT REGISTRY)
AT DAR ES SALAAM**

MISCELLANEOUS CRIMINAL APPEAL NO. 148 OF 2017

***(Originating from the decision of the Court in Criminal Case No.
250 of 2016) in the District Court of Kinondoni at Kinondoni)***

HUSSEIN AHAMAD SHEMG'OMBE.....APPLICANT

VERSUS

DIRECTOR OF PUBLIC PROSECUTIONRESPONDENT


25/6/2018 & 25/6/2018

RULING


Masaju, J:.

There is no dispute that a person who is in prison lacks freedom and the capacity to process legal remedies available to him on his own capacity. In most cases, the inmates depend upon the services of the Prison service officers, who sometimes might be busy with some other equally important business of their service. In such circumstances, there is a possibility for missing the would be their targets in assisting the inmates who wish to process appeals, applications etc. That being the case, the court appreciates the reasons that have been advanced by the Applicant in his affidavit, which reasons have been so well argued by his Advocate. The Respondent have so rightly supported the Application.

The application for extension of time within which the Applicant will be able to file Notice of Intention to appeal is hereby granted accordingly. The Applicant to file the intended Notice within ten days from the date of this Ruling which has been delivered in the presence of the parties.


Masaju, J
25/6/2018

Delivered on the 25th day of June, 2018 in the presence of the learned Advocate Mr. Robin Mafuru for the Applicant and Ms. Brenda Massawe the learned State Attorney, for the Respondent.


Masaju, J
25/6/2018