

IN THE HIGH COURT OF THE UNITED REPUBLIC OF TANZANIA

(KIGOMA DISTRICT REGISTRY)

AT KIGOMA

APPELLATE JURISDICTION

MISC. ECONOMIC APPLICATION NO. NO. 9 OF 2020

(Original Economic Case No. 7/2019 of the District Court of Kasulu at Kasulu)

KHASIMU S/O MASABILE..... APPLICANT

VERSUS

REPUBLIC.....RESPONDENT

R U L I N G

05/05/2020 & 05/05/2020

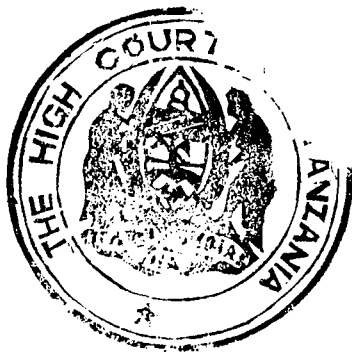
I.C. MUGETA, J.

This is an application for bail in an economic case whose value is Tshs 34,725,000/= . Counsel for the applicant has not appeared to argue the case because he is appearing before Justice Matuma, J. in the ongoing Criminal Sessions. Raymond Kimbe, learned State Attorney, represented the respondent and he submitted that he does not object the application. On that account, I decided to proceed with the determination of the application on the strength of the deposition in the affidavit despite absence of the applicant's counsel. It is deponed in paragraph 4 of the affidavit that this application has been filed because the value of the property involved exceeds the jurisdiction of the subordinate court to grant bail in terms of Section 29 (4) of Cap. 200 R.E. 2019. Since the application is unopposed, I hereby

grant the application. The applicant is admitted on bail on the following conditions.

- (i) *Execution of a bond of Tshs 17,725,000/= with one surety each in the like sum not deposited.*
- (ii) *Depositing in court cash Tshs 17,000,000/= or evidence of property worth the amount.*
- (iii) *Applicant is restricted to move outside the boundaries of Kigoma Region without consent and approval of the trial court.*

These bail conditions and approval of surety shall be executed by the trial court. It is ordered.



I.C. Mugeta
I.C. Mugeta

Judge

05/05/2020

Court: Delivered in chamber in the absence of the applicant and the presence of Raymond Kimbe, State Attorney for the respondent.

Sgd: I.C. Mugeta

Judge

05/05/2020