

IN THE HIGH COURT OF TANZANIA

IN THE DISTRICT REGISTRY

AT MWANZA

MISCELLANEOUS CRIMINAL APPLICATION NO. 54 OF 2020

(Application for extension of time to file/loge Appeal out of time from the Judgment of the District Court of Magu in Criminal Case No. 180 of 2020)

SHIJA GEORGE APPLICANT

VERSUS

THE REPUBLIC RESPONDENT

RULING

10th & 10th February, 2021

RUMANYIKA, J.:

The application is granted as presented as it was, rightly so in my view readily supported by Ms. L. Meli, learned State Attorney for the respondent. In fact given the contents of the supplementary affidavit of the officer in charge Magu prison, the applicant's notice of appeal was well within time presented but for the inaction or delays caused by the prison authorities. It is trite law that once a prisoner, whether in writing or otherwise had presented a notice of appeal for the authorities to transmit it he is home and day. In fact from there, it is deemed as the same was received by the respective court registry officer. The application is, without more words granted. Now that no copy of the notice was appended to the application,

the applicant may wish to lodge one
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