


**IN THE HIGH COURT OF TANZANIA**  
**AT MWANZA**  
**ORIGINAL JURISDICTION**  
(Mwanza Registry)  
**CRIMINAL SESSIONS CASE NO. 110 OF 2018**  
**THE REPUBLIC**  
**VERSUS**  
**RENATUS S/O NJANO LUCHAGULA..... ACCUSED**

**SENTENCE**

The accused having had been convicted on his own unequivocal plea of guilty of the charges of manslaughter contrary to Section 195 of the Penal Code Cap 16 R.E. 2019 at least the facts would agreeably remain that he was the 1<sup>st</sup> offenders and he attacked and caused death self defending (having been invaded by the deceased). It goes therefore without more words that the deceased was author of his own death save for the excessive force applied by the accused several stab wounds in the chest? Like L. Meli, SA argued, what a vulnerable part of the body! Whether or not he caused death in a fight it is immaterial much as if anything, the deceased had simply fisted the accused. It sounds to me that it is like the accused killed a house fly with a hummer. Having also considered the fact that he was since early October, 2017 behind the bars, the accused is hereby sentenced to three (3) years in jail. It is so ordered.



  
**S. M. RUMANYIKA**  
**JUDGE**  
**10/02/2021**