

IN THE HIGH COURT OF THE UNITED REPUBLIC OF TANZANIA

(IN THE DISTRICT REGISTRY OF KIGOMA)

AT KIGOMA

(APPELLATE JURISDICTION)

(DC) CRIMINAL APPEAL NO. 10 OF 2021

(Original Criminal Case No. 195/2020 of the Kasulu District Court, before Hon. I.E. Shuli
- RM)

BARAKA AMOS NGANDAMAAPPELLANT

VERSUS

REPUBLIC..... RESPONDENT

R U L I N G

5th May & 5th May, 2021

I.C. MUGETA, J.

The learned Senior State Attorney, Mr. Riziki Matitu has raised an objection that this appeal was filed out of time. The appellant was supplied with a copy of the judgment on 29/1/2021 but he lodged the appeal on 15/3/2021. Section 361 (1) (b) of the Criminal Procedure Act [Cap. 20 R.E. 2019] requires that an appeal be lodged within forty five days from the date of receipt of the judgment. The appellant has conceded to the objection and for the stated reason I hereby strike out the appeal. If the appellant is still minded to file an appeal, he should obtain an order extending him time within which to do so. I order.



Mugeta

I.C. Mugeta

Judge

5/5/2021

Court: Ruling delivered in chambers before the appellant in person and Mr.

Riziki Matitu, Senior State Attorney, for the respondent.

Sgd: I.C. Mugeta

Judge

5/5/2021