

IN THE HIGH COURT OF TANZANIA

(MWANZA REGISTRY)

AT GEITA

CRIMINAL SESSIONS CASE NO. 91 OF 2021

THE REPUBLICPROSECUTOR

VERSUS

MAIKO S/O NGULA.....1ST ACCUSED

LIMBU S/O MAGENGELI.....2ND ACCUSED

SENTENCE

Given the fact that both of the accused persons are first offenders, pleaded guilty before the court, confessed before the police and justice of peace is a sign of remorse and for them being in custody for almost 1 year and 10 months they have learnt a lesson.

Prosecution side invited me to impose appropriate sentence to the accused persons since they have used excessive force by administered beating to the deceased.

After considering both mitigating and aggravating factors, it is undisputed that the accused persons used excessive force as it was stated by the prosecution side.

All said and considered, I hereby sentence each of the accused persons three years imprisonment. It is so ordered.


Sgd. M. Mnyukwa

Judge

23/11/2021

Right of appeal against sentence explained and guaranteed.


Sgd. M. Mnyukwa

Judge

23/11/2021

