

**IN THE HIGH COURT OF THE UNITED REPUBLIC OF TANZANIA  
IN THE DISTRICT REGISTRY OF SHINYANGA  
AT SHINYANGA**

**MISCELLANEOUS CRIMINAL APPLICATION NO. 12 OF 2022**

*(Criminal Session Case No. 89 /2022)*

**SASA MWASHENI.....APPLICANT**

**VERSUS**

**THE REPUBLIC..... RESPONDENT**

**RULING**

**MKWIZU J:**

The applicant in this application is through a chamber summons supported by affidavit seeking bail pending trial. The application is made under Article 13(6) (b) and 15 of the Constitution of the United Republic of Tanzania and section 148(3) of the Criminal Procedure Cap 20 RE.2019. The applicant is facing a criminal offence named conspiracy to murder contrary to section 215 of the Penal Code Cap 16 R.E 2019 in a Criminal Sessions Case No. 89 of 2022. His bail application is not opposed. Mr. Nestory Mwenda for the Republic was of the view that since the offence is bailable and this court is vested with the power to grant the same, it should be granted but the condition to be set should be that will facilitate the attendance of the applicant during the trial.

Having considered the application, I find no reason why it should not be granted. The applicant's bail is on the following bail conditions:

1. The applicant must have two reliable sureties who shall each sign a bond of Tsh 3,000,000/= or submit proof of ownership of immovable properties of similar value.

2. The sureties must be residents of Shinyanga region with the recognized place of abode with an introduction letter from their local authority together with their valid National Identification Cards.
3. The applicant must attend the trial whenever required, failure of which may result in the cancellation of his bail.

The sureties are to be approved by the Deputy Registrar Shinyanga.  
Order accordingly:

**DATED at SHINYANGA this 2<sup>nd</sup> day of AUGUST 2022.**



  
**E. Y. MKWIZU**  
**JUDGE**