

IN THE HIGH COURT OF THE UNITED REPUBLIC TANZANIA

IN THE SUB - REGISTRY OF MWANZA

AT MWANZA

CRIMINAL SESSIONS CASE NO. 116 OF 2022

THE REPUBLICPROSECUTOR

VERSUS

RICHARD S/O MATHIAS@NYASESO.....ACCUSED

ORDER/SENTENCE

Nov. 1st, & Nov. 9th, 2022

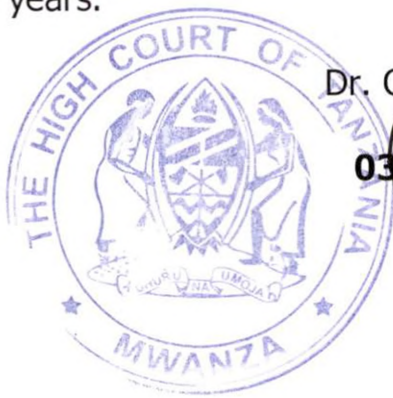
Morris, J

From the records, Richard Mathias@ Nyaseso killed one Moi Nyongo@ Mathachira as a result of the fight between them on 1st January, 2022 at Kayenze ndogo-Ilemela District Mwanza. The accused-convict has pleaded guilty to the information of manslaughter. The learned State Attorney pointed out that the appropriate sentence be given to the accused-convict according to law in order to deter future commission of crimes by the latter and the society at large.

However, it has been observed by the Court that the accused-convict has been concessionary. He has pleaded guilty. This saved the court's time and resources. He demonstrated remorsefulness right from the beginning because he confessed upon being arrested. Further, he has

been in custody ever since. The cause of death was also attributed to by the deceased. Per the record, it is the victim who attacked the accused-convict. He is too, the first offender.

Though homicide is not a serious crime attracting, for manslaughter, the maximum sentence of life imprisonment; the Court is also moved by all mitigating factors advanced by the defence. I am accordingly inclined to go for a lesser sentence. This court, therefore, discharges the accused-convict on condition that he does not commit any offence for a period of two (2) years.



Dr. C.K.K. Morris
Judge
03.11.2022