

THE UNITED REPUBLIC OF TANZANIA

JUDICIARY

THE HIGH COURT OF TANZANIA

AT MBEYA

CRIMINAL APPLICATION NO. 100 OF 2021

***(Original Criminal case No. 91/2019 from District Court of Vwawa
at Songwe)***

REMMY RASHID MARANDU.....APPLICANT

VERSUS

THE REPUBLIC.....RESPONDENT

RULING

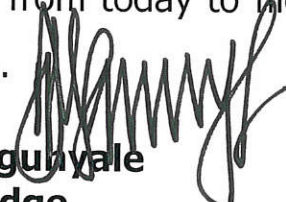
NGUNYALE, J.

The applicant REMMY RASHID MARANDU is before the court under section 26(2) of CPA CAP 20 R.E 2019 Seeking extension of time within which to file Notice of Appeal and Appeal out of time. In his affidavit he deponed that the reason for delay is transfer. He was transferred from Ruanda Central Prison to Isanga Prison Dodoma thus he failed to facilitate procedures which could enable him to appeal on time.

The respondent through Ms. Rhoda Ngole Senior State Attorney submitted that they support the application. The reasons raised in the affidavit are genuine. He was transferred from Ruanda Central Prison to Isanga prison.

Since the respondent have no objective to the application the court has been satisfied basing on the affidavit of the applicant that he has sufficient cause to be granted time to file notice of appeal and appeal out of time.

The application is hereby granted, the applicant is given 14 days from today to file Notice of Appeal and 45 days from today to file an intended appeal against Criminal Case No. 91 of 2019.


D.P. Ngunyale
Judge
22/02/2022

Ruling delivered this 22nd day of February, 2022 in presence of the applicant in person and the respondent represented by Ms. Rhoda Ngole Senior State Attorney.




D.P. Ngunyale
Judge
22/02/2022