

UNITED REPUBLIC OF TANZANIA

JUDICIARY

HIGH COURT OF TANZANIA

MOROGORO DISTRICT REGISTRY

AT MOROGORO

MISC. CRIMINAL APPLICATION NO. 46 OF 2023

*(Originated from Criminal Case No. 172 of 2019 in the District Court of Ulanga at
Mahenge)*

TYSON MAUGA APPLICANT

VERSUS

THE REPUBLIC RESPONDENT

RULING

Date of last order: 2/10/2023

Date of order: 2/10/2023

BEFORE G. P. MALATA, J

The applicant filed the present application seeking extension of time within which to appeal out of time. The application is supported by affidavit in which the reason for delay is assigned.

On 2/10/2023 when this matter came for mention both parties appeared. The applicant appeared in person while the Republic appeared through Mr. Simon Mpina, learned State Attorney.

Mr. Mpina informed this court that, he was not opposing the application. The applicant on the other hand prayed that, his application be granted. Having gone through the application, this court is satisfied that, the applicant has advanced sufficient cause for delay as required by section 361(2) of the Criminal Procedure Act, Cap. 20 R.E. 2022.

In the event therefore, I hereby grant the application on condition that, the applicant file notice of appeal and appeal within **twenty – one (21) days** from the date of this Ruling.

IT IS SO ORDERED.

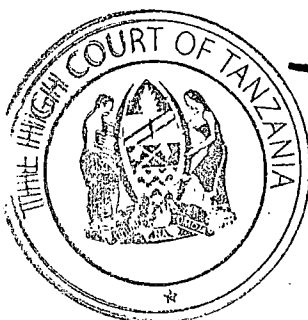
DATED at MOROGORO this 2nd October, 2023.


G. P. MALATA

JUDGE

2/10/2023

RULING delivered at **MOROGORO** in chamber this 2nd October, 2023




G. P. MALATA

JUDGE

2/10/2023