

TANZANIA / JUDGMENT

19840515 TZHC Arusha2

COURT
TZHCDECIDED
15 May 1984

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/#C, bc, IN THE HIGH COTJ}LT OF TNZLNIL LT LRL SHL LPPELLTE JURISDICTION HIGH COURT
CRIPiIIIiL LPPELL NO.166 OF 1978 ORIGINLL CRIMINLI CLSE NO. 930 OF 1976 OF THE
DISTRICT COURT OF MOSHI LT MOSHI BEFORE: ,L. IVmING, ES.,RESIDENT MLG-
ISTR1TE CHLCHL. JVEEEE.ONIOLPELLNT (ORIGIN LL LOON SED) versus
THE REPUBLICRESPC>NDENT (ORIGINLL LPROSCUTOR) JUDGNENT
BEFORE: MLGINGL 9 J. 1 The appellant was convicted of corrupt transanctions under the
Prevention of Corruption Let, 1971. He was sentenced to three yeas imprisonment, which he has
already served. The evidence against the apèllat was watertight and he has no ground complaint
gainst his conviction. Theevidence adduced proved that the appellant as a police officer was
investigating a ease of theft against one LloysMina (PW.5). Intheëötrse of this he demanded a
tribe of sh.20C/_ so as to discontinue the case. Minja got wise and reported the matter to
appellant's ueriors L trapAva,8 set and Mlnjä was given h100/— note whose nuLber Was recorded.
He left the money with his wife (Pw4) to give the same to the appellant. The.appellánt went to
Vlinja's hou'ànd was given the mone by Minja's wife. Ls he left a nearby hotel he wCs stopped by
other - policemen who informed him that he wap suspected of having received a tribe.2/ - 2
-, He immediately took out the h.10/— note frbm his shirt pocket threw it down. This was been by
a shoe shine boy seated nearby. Th.e note was picked and its numbers comparwith those
recorded in one of the policemen's note—book. The numbers were found to bethe same. It was on
this evidence that he was convicted. The evidence clearly proved appellant t s guilt beyond
reasonable doubt. The appeal is accordingly dismissed. (R.B. GA Z~ JUDGE 15/5/84 Mr. Llute for
the Republic ppellant absent. RBM/lk 'l

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