

TANZANIA / JUDGMENT

CYPRIAN MWONDOBA KAHOHO Extension of Time

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21 November 2023

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IN THE HIGH COURT OF THE UNITED REPUBLIC OF TANZANIA IN THE SUB - REGISTRY OF SHINYANGA AT SHINYANGA MISC. CRIMINAL APPLICATION REF NO. 202407292000021155
CYPRIAN MWONDOBA @ KAHOGO APPLICANT VERSUS
REPUBLIC RESPONDENT [Application from the decision of the District Court of Bariadi at Bariadi.] (Hon. C. E. Kiliwa, SRM.) dated the 21st day of November, 2023 in Economic Case No. 36 of 2023

RULING

Date of Last Order; 11th September, 2024. Date of Ruling; 11th September, 2024. S.M. KULITA, J. This is an application for extension of time to appeal before this court, filed by the Applicant herein. The Applicant lodged this application so that he can appeal against the decision of Bariadi District Court in the Economic Case No. 36 of 2023 in which he was convicted and sentenced to, among the other penalties, 20 (Twenty) years' imprisonment for Unlawful Possession of Government Trophies, contrary to section 8(1)(2)(c)(iii) of the Wildlife Conservation Act [Cap 5 RE 2009], read together with sections 57(1) and 60(2) and Paragraph 14 of the 1st Schedule to the Economic and Organized Crime Control Act [Cap. 200 RE 2019]. The Applicant advanced the reasons for delay being the problem in the Electronic Case Management System which led the Prison Office, at which he is detained as a prisoner, failing to lodge the said appeal in time. He thus prays for extension of time to lodge the appeal as the said issue was beyond his control. On the other hand, the Respondent/Republic, through its Counsel, Ms. Rose Kimaro, State Attorney, has no objection with the prayer, that the time be extended for the Applicant to lodge his appeal. That being the case, as the arguments for the delay are genuine and that there is no objection from the opponent party, the Republic, the application is hereby granted as sought. The time is thus extended for the Applicant to lodge his petition of appeal before this court. That should be done in 30 (thirty) days' period from today. It is so ordered. S.M. KULITA JUDGE 11/09/2024
DATED at SHINYANGA this 11th day of September, 2024 S.M. KULITA JUDGE 11/09/2024

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CASE PAGE <https://chat.esheria.ai/case-law/tanzania/cyprian-mwondoba-kahogo-v-republic-Extensionoftime-tanzlii-2023--6a3ea5243b1caa912981a33f>

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