

THE UNITED REPUBLIC OF TANZANIA

IN THE DISTRICT COURT OF MONDULI DISTRICT

AT MONDULI

ECONOMIC CASE NO. 1 OF 2013

THE REPUBLICPROSECUTOR

VERSUS

ACCUSED:.....EMMANUEL ABUBAKARI.

P R O C E E D I N G .

Date: 24/01/2013

Coram: M. P. Mrio - SRM

For Prosecution: T. Assenga – State Attorney

C. C. H. Makusanya

Accused: Present.

Charge read over and explained fully to the accused person who is not required to plea.

Plea of accused not taken as there is no Director of Public Prosecution's consent.

Sgd: M. P. Mrio – SRM.

24/01/2013.

Miss Assenga (state Attorney): investigation incomplete.

Accused: I have no sureties.

Sgd: M. P. Mrio – SRM.

24/01/2013.

Court: Bail is open upon executing a bail bond of 1,000,000/= and two sureties in like sum.

Sgd: M. P. Mrio – SRM.
24/01/2013.

Order: Mention on 08/02/2013. Accused further remanded in custody.

Sgd: M. P. Mrio – SRM.
24/01/2013.

Date: 08/02/2013
Coram: M. P. Mrio - SRM
For Prosecution: F. Jawewa – State Attorney
C. C. H. Makusanya
Accused: Present.

Miss Jawewa: we have filed a consent we pray for preliminary hearing.
Court: Charge read over to the accused person who required to lead thereto as we have received consent.

Accused's plea: It is true I was found with unlawful possession of Gerenuk meat.
Accused sgd: Emmanuel Abubakari.

Court: Accused's plead guilty Entered.

Sgd: M. P. Mrio – SRM.
08/02/2013.

Miss Assenga: We are read for the facts.

F A C T S.

The accused personal particulars and the offence are as per charge sheet. It was alleged that on 03/01/2013 around 23.00 hours inside the Manyara ranch at Monduli District. The accused was found with unlawfully possession of Gerenuk meat valued at USD 2500 the property of Tanzania government on the said date Park Rangers were patrolling and they were at Esilalei area. They saw torch light and heard motor bicycle horn. They suspected that there were pouches. They followed the pouches who started to ran away. They ran after their and they arrested the accused while with one Gerenuk meat. The accused was interrogated if he had a permit to hunt or enter to the Ranch. The accused had no permit. He was

taken to Police hence to the Court. They prepared inventory as the meat was perishable. We pray to tender it as exhibit.

Accused: No objection.

Court: Investigation Report received exhibit PI.

I pray also to tender evaluation report.

Court: Evaluation report received as exhibit.

Sgd: M. P. Mrio – SRM.

08/02/2013.

That is all your honour.

Sgd: M. P. Mrio – SRM.

08/02/2013

Accused: it is true I was found at Manyara Ranch while in possession of one Gerenuk. I had no permit.

Accused sgd: Emmanuel Abubakari.

Court: Since the accused person has pleaded guilty to the charge and admitted of facts adduced by the state Attorney. I hereby convict him on his own plea of guilty.

Sgd: M. P. Mrio – SRM.

08/02/2013.

Previous records: Nil

MITIGATION.

I pray for forgiveness I will not repeat.

Sgd: M. P. Mrio – SRM.

08/02/2013.

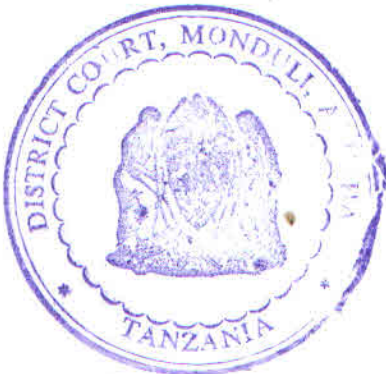
S E N T E N C E .

I have considered that fact that the convict is a first offender who pleaded guilty to the charge and from that fact I will go to the minimum sentence which goes like to pay fine not less than ten of the value of the trophy. The value of the trophy is USD 2500 X 10 = 40,000,000/= . Therefore the convict has to pay fine of 40,000,000/= in default to go to jail for 20 years. This is to deter others form doing the same and to educate him that the Ranch has been reserved for tourist attract gaining economy and to preserve our environment so it has to be kept intact to sustain environment for future generation.


Sgd: M. P. Mrio – SRM.
08/02/2013.

Court: Right of Appeal against sentence fully explained.

Sgd: M. P. Mrio – SRM.
08/02/2013.



Certified true copy of the
judgment/order/document.


Magistrate

11/02/2015