

IN THE RESIDENT MAGISTRATES OF DODOMA

AT DODOMA

ECONOMIC CASE NO. 9 OF 2015

REPUBLIC

VERSUS

ERNEST S/O TOGOYA

JUDGEMENT

The accused person one **ERNEST S/O TOGOYA** is charged with the unlawful possession of Government trophies contrary to section 86(1)(2)(c)(ii) 3(b) of the Wildlife Conservation Act .5 of 2009 read together with paragraph 14(d)of the first schedule and sections 57(1) and 60(2) of the Economic and Organized Crime Control Act [Cap 200 R:E 2002], The incident is allege to have taken place on 10th day of March at Chanumba village within Chamwino District in Dodoma Region.

It was alleged by the prosecution side around 06:00 the accused was found in possession of government trophies to wit Crocodile skin valued at Tanzania Tsh.137, 400, one pangolin skin valued at Tsh 1,758,720, one Lion's nail valued at Tsh8, 976,800 two Dikdik teeth valued at Tsh 458,000 the property of The United Republic Of Tanzania without the permit from the Director of wildlife.

Accused person pleaded guilty and admitted all the facts of the case and he is convicted as he was charged forthwith.

R.M. Ngimilanga – RM

22/5/2015

PREVIOUS RECODS

We have no any previous records of the accused but the same be provided accordingly.

MITIGATION

I pray for a leniency punishment because first of all I didn't know that it is illegal to process the said properties because I interested than from my late father who was a witchdoctor.

A part from that I am very old as I have about seventy years(70) old, and I have so many dependant including my wife and childrens.

So I pray for a leniency punishment.

That is all.

SENTENCE

The accused mitigation has taken into consideration as he told this court that these properties found from his name were inherited from his late father who was the witchdoctor and he inherited the said activity so he was not aware that it was illegal to possess the said property

This court also it also considered that he is very old man as he is about seventy (70) years old.

Therefore the accused is hereby sentenced to pay fine of Tshs.100,000/= or serve three years in jail imprisonment in default of fine.

It is so ordered.

R.M. Ngimilanga – RM

22/5/2015

Judgement delivered this 22nd day of may 2015 in presence of the accused person and Public prosecutor.

R.M. Ngimilanga – RM

22/5/2015

Right of Appeal is fully Explained

R.M. Ngimilanga – RM

22/5/2015

Court: All the government trophies that is Crocodile skin, one Pangolin skin, Lion's
neel , two Dikdik teeth are hereby forfeited to be the government properties.

R.M. Ngimilanga – RM

22/5/2015