

THE REPUBLIC OF UGANDA

**IN THE CHIEF MAGISTRATE'S COURT OF KAMPALA AT BUGANDA ROAD
CRIMINAL OFFENCE NO.0496 OF 2020**

UGANDA

.....

PROSECUTION

VERSUS

MUNIALO ERISA

.....

ACCUSED

PROCEEDINGS

14/05/2020

Accused present.

Kyazze for state

Kibuuka –clerk

State: Case for plea.

Court: Charge read and explained to accused in luganda.

Accused: I have understood the charge.

Court: Accused advised not to plea to change for lack of jurisdiction and is accordingly remanded until 21/05/2020 formal plea.

Sgd

Mangeni Marion

Magistrate Grade One

14/05/2020

20/5/2020

Accused in court.

Annet and Brian –state

Mbazira –counsel for accused.

Irene –Court clerk.

Court: Charge read and explained to accused in Luganda.

Accused pleads: Not true. Plea of not guilty entered.

Prosecution: Inquiries are complete.

Court: right of bail extended. Hearing fixed for 10/6/2020. Accused further remanded.

Sgd

Ayo Miriam E. Okello

Chief Magistrate

10/6/2020

Accused in court.

Annet and Keffa –state

Mbazira –counsel for accused.

Liz –court clerk.

Prosecution: Matter is for further hearing. No witness in court. I pray for adjournment.

Court: No objection.

Court: Accused further remanded till 1/7/2020 for hearing.

Sgd

Ayo Miriam E. Okello

Chief Magistrate

1/7/2020

Accused present.

Counsel Andrew M. for accused.

Liz –state

Maureen –state

I pray for adjournment in the absence of witnesses and trial Magistrate.

Court: In the absence of trial magistrate who is indisposed adjourned to 15/7/2020 for hearing. Witness summons to issue. Accused further remanded.

Sgd

Stella Maris Amabilis
Senior Magistrate Grade One

1/7/2020

15/7/2020

Accused in court.

Maureen –state

Andrew for accused.

Liz –court clerk.

Prosecution: No witness.

Court: Accused further remanded till 29/7/2020 for hearing. Accused further remanded.

Sgd

Ayo Miriam E. Okello
Chief Magistrate

29/7/2020

Accused in court.

Guloba –state

Andrew –counsel for accused.

Elizabeth –court clerk.

Prosecution: No witness.

Court: Accused further remanded till 05/2/2020

Sgd

Ayo Miriam E. Okello
Chief Magistrate

5/8/2020

Accused in court.

Andrew –counsel for accused.

Maureen –state

Elizabeth –court clerk.

Prosecution: Accused intends to change plea.

Court: Charge read and explained to accused in luganda.

Accused pleads: Its true.

Court: Plea of guilty entered.

Brief facts: On 9/5/2020 at Kumi Road in mbale. Accused was found in possession of 1 piece of elephant tusk weighing 2.6kg valued it 6,780,000. He was arrested and taken to Mbale and transferred to Kampala and charged accordingly. An exhibit and expert report was made.

Court: Expert report and slip dated 13/05/2020 and 9/5/2020 admitted and marked P.G1.

Sgd

Ayo Miriam E. Okello

Chief Magistrate

Court: The ivory not yet admitted.

Sgd

Ayo Miriam E. Okello

Chief Magistrate

Accused: Facts correct.

Court: Convicted on his own plea of guilty.

Reasons: No past record. Offence is rampant. There is need to protect wildlife.
I pray for deterrent sentence.

Mitigation: Accused is first offender. Accused is a sole bread winner.
I pray for lenient sentence.

Sentence: Accused is a first offender. He has realized his mistake. Accused is a young offender who should be discouraged from doing such unlawful business. I have considered the time spent on remand. He is sentence to 2 years or pay a fine of 1,000,000/=.

Sgd *M Okello*

Ayo Miriam E. Okello

Chief Magistrate

Court: The ivory should be produced in court for necessary orders.

Sgd *M Okello*

Ayo Miriam E. Okello

Chief Magistrate