

Application 012/2015
Anudo Ochieng Anudo

v.

The United Republic of Tanzania

SUMMARY OF THE FACTS

1. The Applicant is a citizen of the United Republic of Tanzania and Director General of an NGO named "Tanzania Human for People Rights".
2. He sent an email to the Court on 24 May 2015 and later forwarded hard copies of his Application. According to him, despite the fact that he is from Tanzania he was expelled from the territory by the Tanzanian Immigration services because of corruption. He further alleged that the reason for his expulsion was that he had refused to pay them an amount of money they asked for.
3. After being deported to Kenya, he was declared as being in illegal situation by a High Court of Kenya.
4. He is actually hiding in a place between the two countries (Tanzania and Kenya). He described himself as living in very difficult conditions.
5. He has sued Tanzania Government.

ALLEGED VIOLATIONS

6. The Applicant contends that he was expelled "illegally" in inhuman, undignified and degrading conditions. He further submits that he and all his biological parents are Tanzanians by birth. His rights to citizenship as guaranteed by the Tanzanian Constitution and International Law have been violated.

"Tanzania is constitution country dump her citizen at no man's land because of corrupted officers. I was dump on 1st September 2014 and left alone without safe water, security shelter no food at no man's land from November 2014 up to now i have been affected with a lot of human difficulties".

PRAYERS TO THE COURT

7. The Applicant prays the Court to annul the immigration decision to expel him from his own country.

RESPONDENT PLEADINGS

8. The Respondent State sustain that the Applicant is not a citizen of Tanzania. It was discovered that though the Applicant possessed a Tanzanian passport with No. AB 125581 issued on the 17th of November 2006, such passport has been applied for with forged supporting documents.
9. The Applicant refused to appear before the Immigration Officers to legalize his presence within the Respondent State or to process his departure from the Country. Following that his passport was erased from the register of legally recognized Tanzanian passports. A Notice of Prohibited Immigrant (PI) No 0052105 dated 1/9/2014 was issued against him and the Applicant was deported out of the Country.
10. The Respondent prays that the African Court on Human and Peoples Rights grant the following orders:
 - i. That the Honourable Court on Human and Peoples Rights has no jurisdiction to adjudicate over this matter.
 - ii. That the Application is inadmissible as it has not met the admissibility requirements stipulated under Rule 40 (5) of the Rules of the Court
 - iii. That the Application is inadmissible as it has not met the admissibility requirements stipulated.
 - iv. That the Government of the United Republic of Tanzania has not violated the Applicant's right to personal freedom.
 - v. That the Government of the United Republic of Tanzania has not violated the Applicant's right to life.
 - vi. That the allegation of corruption are false.
 - vii. That the Applicant be dismissed for lack of merit.