

AFRICAN UNION

IN THE AFRICAN COURT ON HUMAN AND PEOPLE'S RIGHTS AT ARUSHA
APPLICATION NO 003 OF 2018

C / F COURT APPEAL OF TANZANIA AT MBEYA

CRIMINAL APPEAL NO. 6 OF 1998

IN THE HIGH COURT OF TANZANIA AT SUMBAWANGA MCHOME JUDGE

CRIMINAL SESSION CASE NO. 41 OF 1993

BETWEEN

LADISLAUS S/O CHALULA _____ APPLICANT

AND

**THE REPUBLIC OF TANZANIA ATTORNEY GENERALS CHAMBERS –
RESPONDENT.**

EXECUTIVE SUMMARY OF THE APPLICATION

Made under Rule 19 of the court Rules from provision no 18 and 19 of the court practice Direction.

I, the above named applicant presenting this complaints requests this Honorable the court of justice, Human and people's rights to allow me to lodge a memorandum of complaints of violation of Human rights and justice for the following reasons inter – alia:-

01: **That**, the judgment of the court of appeal of Tanzania at Mbeya which was pronounced on 10.06.199 was procured by errors against me where the court heard my appeal in my absence without notified the date of hearing, this denied my fair hearing at all.

02: **That**, the Honorable justice of the court of appeal totally erred on point of law to believe and upholding the testimony of PW1 who, he had on interest to serve his skin, because he was among the accused and he was discharged under section 91 of the criminal procedure Act. Worse enough his evidence were not supported by other evidence.

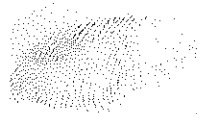
03. **That** the applicant humbly pray that the court to re – store justice where it was over looked and quash both conviction and the death sentence meted on me and set me free.

04. That, this honorable court be pleased to grant any other order (5) or legal remedy that the court may think fit and just to grant in the circumstance of my complaints.

05. That, the applicant intended to be supported by submission of complaints of violation of human rights and justice accompanied with a cop of the judgment of the court of appeal.

This executive summary has been prepared by myself here at Tabora.

This _____ day of _____ 2017



LADISLAUS ^{s/o} CHALULA – APPLICANT

CERTIFICATION:

I, the officer in – charge of Uyui central prison Tabora. Do hereby certify that this application has take out by the applicant (prisoner) himself in his own know ledge and there is no alteration in this certifying this _____ day of _____ 2017.

THE OFFICER IN – CHARGE UYUI CENTRAL PRISON TABORA

TO THE HONOURABLE JUSTICE OF THE AFRICAN COURT ON HUMAN AND PEOPLE
RIGHTS LODGE IN THE REGISTRY OFFICER AT ARUSHA TANZANIA

THIS _____ DAY OF _____ 2017

REGISTRAR

DRAWN AND FILED BY

LADISLAUS CHALULA – APPLICANT

COPY TO BE SERVED UPON:

THE REPUBLIC OF TANZANIA

ATTORNEY GENERAL'S CHAMBERS

P.O.BOX 11492

DARE S SALAAM – TANZANIA