



AFRICAN COURT ON HUMAN AND PEOPLES' RIGHTS
COUR AFRICAINE DES DROITS DE L'HOMME ET DES PEUPLES

CASE SUMMARY

APPLICATION NO 007/2015

ALLY RAJAB & OTHERSAPPLICANTS
V.
UNITED REPUBLIC OF TANZANIARESPONDENT

SUMMARY OF FACTS

1. The Applicants Ally Rajab, Angaja Kazeni *alias* Oria, Geoffrey Stanley *alias* Babu, Emmanuel Michael *alias* Atuu and Julius Michael are citizens of the United Republic of Tanzania. They are the convicts under the death sentence at Arusha Central Prison.
2. The Applicants were arrested on September 2006 in connection with the murder of one Jamal Abdallah.
3. On 3 February 2009, they were charged with the offence of murder at the High Court of Tanzania at Moshi. After a full trial they were found guilty, convicted and sentenced to death by hanging on 25 November 2011.
4. The Applicants appealed to the Court of Appeal which is the apex court in the Tanzanian judicial system. On 25 March 2013, the Court of Appeal upheld the Applicants' convictions and confirmed the death sentences for all Applicants
5. The Applicants state that they are "appealing" to the African Court against the convictions and sentences passed against them by the Tanzanian Courts.
6. The Applicants allege that, the decision against them was based on manifest errors on the records to the extent that the evidence on their identification at

the scene of crime was not satisfactory due to the discrepancies among the prosecution witnesses.

7. They also allege that during their trial there was non-compliance with some of the procedures, such as the procedure on Preliminary Hearing provided by Section 192(5) of the Criminal Procedure Act. Further to that, they allege that the prosecution failed to call important witness.

APPLICANTS' PRAYERS

8. The Applicants request the Court to acquit them.