

IN THE AFRICAN COURT ON HUMAN AND PEOPLE'S RIGHTS AT ARUSHA

APPLICATION NO. 025 OF 2017

C/F COURT OF APPEAL OF TANZANIA AT TABORA  
CRIMINAL APPEAL NO. 184 OF 2013

IN THE HIGH COURT OF TANZANIA AT TABORA  
CRIMINAL APPEAL NO. 114 OF 2011

IN THE DISTRICT COURT OF KIGOMA AT KIGOMA  
ORIGINAL CRIMINAL CASE NO. 311 OF 2010

BETWEEN

IDDI S/O AMANI .....APPLICANT  
AND  
THE REPUBLIC OF TANZANIA  
ATTORNEY GENERAL 'S CHAMBERS..... RESPONDENT

EXECUTIVE SUMMARY OF THE APPLICATION.

{ Made under rule 19 of the court's rules from provision No 18 and 19 of the Court's  
practice direction. }

In the applicant mentioned herein above requests this honorable court of justice, human and people's rights to allow the applicant to lodge memorandum of complaints of violation of human rights and justice for the following grounds namely;-

1. That, the applicant was convicted and sentenced from 14<sup>th</sup> day of June 2011 to serve 30 years in jail in the above mentioned original criminal case, then the decision was upheld by the highest court in the above mentioned criminal appeals.
2. That, the judgment of the court of appeal which was pronounced on the 20<sup>th</sup> day of September 2013 was procured by errors against the applicant where the court had not considered the age of the applicant 15 years.
3. That, the applicant as appellant in the super appeal had submitted memorandum of appeal and its addition within both several grounds on hearing of the appeal.
4. That, according to the copy of judgment, the court of appeal had not considered all the grounds, this procedure of the court had isolated the applicant as it was violating the fundamental rights of being heard in the court of law as required by

Article 3(2) of the Charter of the Court. Also violated article 13(6) (a) of the United Republic of Tanzania's constitution of 1977 specific rights.

5. That, the applicant was no legal representative hence his right to be heard was deprived leading to prejudice. This position also has violated the fundamental right of the Charter of the Court contrary to Article 7(1)(c) the same as article 1 and 107A(2)(b) of the constitution of the United Republic of Tanzania, 1977 specific rights.
6. That, the applicant humbly prays that, this honorable court to restore the justice where it was overlooked and quash both conviction and sentence of 30 years in jail meted on the applicant and set him at liberty.
7. That, the applicant named here in above on his own behalf wishes to be granted reparation pursuant to Article 27 (i) of the court.
8. That, this honorable court may grant any other legal remedy sought that may deem fit in the circumstance of the complaints.
9. That, the applicant is intended to be supported by submission of complaints of violation of human rights and justice accompanied with a copy of the judgment of the court of appeal.

This executive summary has been prepared by the applicant IDDI S/O AMANI at Uyui central Prison Tabora.

This ..... 11 ..... day of ..... JULY ..... 2017

.....  
THE APPLICANT:- IDDI S/O AMANI

CERTIFICATION.

I hereby certify that this executive summary of complaints has been prepared by applicant (prisoner) himself.

Certified this ..... 11 ..... day of ..... JULY ..... 2017

.....  
THE OFFICER INCHARGE  
UYUI CENTRAL PRISON  
TABORA

.....  
UYUI CENTRAL PRISON  
TABORA

LODGED IN THE REGISTRY OFFICE OF THE AFRICAN COURT OF HUMAN AND  
PEOPLES RIGHTS ARUSHA P O BOX 6274 ARUSHA-----TANZANIA

.....  
**REGISTRAR OF THE COURT (AFCHPR)**

**DRAWN AND FILED BY;-**

THE APPLICANT:- IDD S/O AMANI

C/O OFFICER INCHARGE

UYUI CENTRAL

**TABORA.**

**COPY TO SERVED UP ON.**

THE UNITED REPUBLIC OF TANZANIA

ATTORNEY GENERAL'S CHAMBERS

P O BOX 11492

**DAR ES SALAAM—TANZANIA.**