

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

APPLICATION NO. 015 OF 2018

C/F COURT OF APPEAL OF TANZANIA AT TABORA
CRIMINAL APPEAL NO.455 OF 2007.

IN THE HIGH COURT OF TANZANIA AT TABORA
(HC) CRIMINAL APPEAL NO. 42 OF 2001.

BETWEEN

KIJA S/O NESTORY@ JINYAMUAPPLICANT
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. }

I the above named applicant humbly requests this Honourable Court the Justice Human and people's rights to allow me to lodge a memorandum of complaints of violation of human rights and justice on the following reasons inter-alia;-

1. That, the judgment of the Court of appeal of Tanzania was procured by errors against me where the Court had not evaluate the Circumstance of the case and examine the whole evidence record in deeply taking into account the case is a very huge which carry a tough sentence of death hanging, there evidence must be direct and water light.
2. That, according to the copy of judgment the court of appeal of Tanzania had not considered the reasons raised by me and my advocate, the procedure of the Court had insolated the applicant as it was violating .The fundamental right of being heading in the court of law as require by article 3(2) of the chamber of the Court and Article 13 (6) (a) of the united Republic of Tanzania Constitution of 1977(The mother law).

3. That, the applicant humbly prays that this honorable court to re-store justice where it was over looked and quash both conviction and the meted sentence of death on me and release me from the prison wall forthwith.
4. That, the applicant herein above in maybe he if I wish to be granted reparation pursuant to article 27(1) of the protocol of the court.
5. That, I humbly pray this Honorable court be pleased to grant any other legal remedy that the court may think fit and just to grant in the circumstance of my complaint and the weaknest of the evidence which was a suspicion only
6. That, the applicant intended to be supported by submission of complaints of violation of Human and people right accompanied with a copy of the judgment of the court of appeal and High court.

This executive summary has been prepared by me here at Tabora this 4 day of APRIL 2018.



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 KIJA S/O NESTORY@ JINYAMU -THE APLICANT

CERTIFICATION.

I, hereby certify that this application has taken out by the applicant (prisoner) himself and signed before me

Certified this 4 day of APRIL 2018

.....
 THE OFFICER INCHARGE
 UYUI CENTRAL PRISON
 TABORA
 UKUU WA GEREZA
 UYUI TABORA

TO: THE HONOURABLE THE JUSTICE OF THE AFRICAN COURT ON HUMAN AND PEOPLE RIGHTS

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

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

DRAWN AND FILED BY:-

THE APPLICANT: - KIJA S/O NESTORY@ JINYAMU

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.