

IN THE COURT OF APPEAL OF TANZANIA
AT DODOMA

CAUSE LIST

BEFORE: MWARIJA, J.A.,
FRIDAY THE 22TH DAY OF JUNE, 2018
IN CHAMBER AT 09:00 A.M.
FOR PRE- SESSIONS MEETING:

BEFORE: JUMA, C.J., MWARIJA, J.A., And MZIRAY, J.A.
MONDAY THE 25TH DAY OF JUNE, 2018

IN COURT AT 09:00 A.M

FOR HEARING:

CIVIL APPEALS

NO. 10/2018 THE COMMISSIONER GENERAL (TRA)
VERSUS
MAMUJEE PRODUCTS LTD & 2 OTHERS

NO. 20/2018 TANELEC LIMITED
VERSUS
THE COMMISSIONER GENERAL
TANZANIA REVENUE AUTHORITY

CIVIL APPLICATION

NO. 163/20/2018 ACE DISTRIBUTORS LIMITED
VERSUS
COMMISSIONER GENERAL (TRA)

BEFORE: JUMA, C.J., MWARIJA, J.A., And MZIRAY, J.A.
TUESDAY THE 26TH DAY OF JUNE 2018

IN COURT AT 09:00 A.M

FOR HEARING:

CIVIL APPEALS

NO. 192/2017 PANAFRICAN ENERGY TANZANIA LTD
VERSUS
COMMISSIONER GENERAL (TRA)

NO. 314/2017 ACCESS BANK TANZANIA LIMITED
VERSUS
COMMISSIONER GENERAL (TRA)

BEFORE: JUMA, C.J., MWARIJA, J.A., And MZIRAY, J.A.
WEDNESDAY THE 27TH DAY OF JUNE 2018

IN COURT AT 09:00 A.M

FOR HEARING:

CIVIL APPEALS

NO. 24/2018 TULLOW TANZANIA BV
VERSUS
COMMISSIONER GENERAL (TRA)



NO. 52/2018

NATIONAL BANK OF COMMERCE
VERSUS
COMMISSIONER GENERAL TANZANIA
REVENUE AUTHORITY

THURSDAY THE 28TH DAY OF JUNE, 2018
FOR JUDGMENT WRITING.

BEFORE: JUMA, C.J., MWARIJA, J.A., And MZIRAY, J.A.
FRIDAY THE 29TH DAY OF JUNE, 2018

IN COURT AT 09:00 A.M

FOR HEARING: CIVIL APPEALS

NO. 21/2018

THE SCHOOL OF ST. JUDE LTD
VERSUS
THE COMMISSIONER GENERAL
TANZANIA REVENUE AUTHORITY

NO. 19/2018

KCB BANK TANZANIA LIMITED
VERSUS
THE COMMISSIONER GENERAL
TANZANIA REVENUE AUTHORITY

BEFORE: JUMA, C.J., MWARIJA, J.A., And MZIRAY, J.A.
MONDAY THE 2ND DAY OF JULY, 2018

IN CHAMBER AT 08:45 A.M

FOR HEARING: CRIMINAL APPEALS

NO. 170/2017

AMOSI MLASI & ANOTHER
VERSUS
THE REPUBLIC (Cattle theft)

NO. 351/2017

JONASI NGOLIDA (unlawful possession of Government trophy)
VERSUS
THE REPUBLIC

BEFORE: JUMA, C.J., MWARIJA, J.A., And MZIRAY, J.A.
TUESDAY THE 3RD DAY OF JULY, 2018

IN COURT AT 08:45 A.M

FOR HEARING: CRIMINAL APPEALS

NO. 346/2017

NELSON MANGATI
VERSUS
THE REPUBLIC

NO. 63/2017

SELEMANI JUMA KARANI
VERSUS
THE REPUBLIC

CIVIL APPLICATION

NO. 590/03/2017

KONDOA PRINTERS AND DECORATION
TRUST FUND

VERSUS

KONDOA DISTRICT COUNCIL

BEFORE: MWARIJA, J.A.

WEDNESDAY THE 4TH DAY OF JULY, 2018

IN CHAMBERS AT 08:45 A.M

FOR HEARING:

CRIMINAL APPLICATION

NO. 1/2016

ALLY KINANDA & 2 OTHERS

VERSUS

THE REPUBLIC

CIVIL APPLICATION

NO. 514/03/2017

ONESMO MHUYE

VERSUS

SAIMON MASHAKA

BEFORE: MZIRAY, J.A.

WEDNESDAY THE 4TH DAY OF JULY, 2018

IN CHAMBERS AT 08:45 A.M

FOR HEARING:

CRIMINAL APPLICATIONS

NO. 58/3/2017

MENYENGWA TANDI

VERSUS

THE REPUBLIC

NO. 424/03/2017

JOHN KASHEKYA

VERSUS

ATTORNEY GENERAL

THURSDAY THE 5TH DAY OF JULY, 2018

FOR JUDGMENT WRITING

BEFORE: JUMA, C.J., MWARIJA, J.A., And MZIRAY, J.A.

FRIDAY THE 6TH DAY OF JULY, 2018

IN COURT AT 08:45 A.M

FOR HEARING:

CRIMINAL APPEALS

NO. 182/2017

FRANK CHRISTOPHER MALYA

VERSUS

THE REPUBLIC

NO. 168/2017

DAVID ATHANAS @ MAKASI & ANOTHER

VERSUS

THE REPUBLIC

CIVIL APPLICATION

NO. 592/03/2017

THE REGISTERED TRUSTEES OF ROMAN
CATHOLIC DIOCESE OF DODOMA

VERSUS

HENRY KEDMOND @ JEMBE

BEFORE: MWARIJA, J.A., MZIRAY, J.A., And, J.A.
MONDAY THE 9TH DAY OF JULY, 2018

IN COURT AT 09:00 A.M

FOR HEARING:

CIVIL APPEAL

NO. 315/2017 THAKER SINGH
 VERSUS
 PETER TOSH COSMAS & OTHERS

CIVIL APPLICATIONS

NO. 425/03/2017 CHIKU FAIZI
 VERSUS
 ZUBERI MAKITA

NO. 427/03/2017 INTERPRISES FINANCE LTD & ANOTHER
 VERSUS
 SHAIBU SOZI SALUM

BEFORE: MWARIJA, J.A., MZIRAY, J.A., And, J.A.
TUESDAY THE 10TH DAY OF JULY, 2018

IN COURT AT 09:00 A.M

FOR HEARING:

CRIMINAL APPEAL

NO. 169/2017 KILIMO MSISI
 VERSUS
 THE REPUBLIC

CIVIL APPEAL

NO. 316/2017 YAHAYA SELEMANI MRALYA (Administrator of the late
 SELEMANI MRALYA
 VERSUS
 STEPHANO SIJIA & 2 OTHERS

BEFORE: MWARIJA, J.A., MZIRAY, J.A., And, J.A.
WEDNESDAY THE 11TH DAY OF JULY, 2018

IN COURT AT 09:00 A.M

FOR HEARING:

CRIMINAL APPEAL

NO. 162/2017 MASHAKA MBEZI
 VERSUS
 THE REPUBLIC

CIVIL APPEAL

NO. 256/2017 OMARY SHABAN NYAMBU (As the administrator of
 the estate of the Late IDDI MOHA)
 VERSUS
 CAPITAL DEVELOPMENT AUTHORITY & 2 OTHERS

CIVIL APPLICATION

NO. 423/03/2017 TANZANIA MEAT COMPANY
VERSUS
FLORIA ZABRON KISANGA

THURSDAY 12TH DAY OF JULY, 2018
FOR JUDGMENT WRITING

BEFORE: MWARIJA, J.A., MZIRAY, J.A., And J.A.
FRIDAY THE 13TH DAY OF JULY, 2018
IN COURT AT 09:00 A.M

FOR HEARING: **CRIMINAL APPEAL**

NO. 372/2017 DIRECTOR OF PUBLIC PROSECUTION
VERSUS
ELIUD SULEIMAN MUYAGAA & 4 OTHERS

CIVIL APPLICATION

NO. 428/03/2017 ABDALLAH HUSSEIN
VERSUS
ZATRA MUSSA

BEFORE: MWARIJA, J.A., MZIRAY, J.A., And J.A.
MONDAY THE 16TH DAY OF JULY, 2018
IN COURT AT 09:00 A.M

FOR HEARING: **CRIMINAL APPEALS**

NO. 64/2017 HARUNA ISMAIL @ DUDU
VERSUS
THE REPUBLIC

NO. 167/2017 JULIUS CHARLES @ SHARABARO @ OTHERS
VERSUS
THE REPUBLIC

BEFORE: MWARIJA, J.A., MZIRAY, J.A., And J.A.
TUESDAY THE 17TH DAY OF JULY, 2018
IN COURT AT 09:00 A.M

FOR HEARING: **CRIMINAL APPEALS**

NO. 345/2017 DIRECTOR OF PUBLIC PROSECUTION
VERSUS
PIRBAKSH ASARAF & OTHERS

NO. 165/2017 HAMIS BASIL
VERSUS
THE REPUBLIC

CIVIL APPLICATION

NO. 426/03/2017 KESSY RAYMOND KIMWAGA & BI MOSHI OMARY as
survivor of one ABAS SAID.
VERSUS
KESSY RAYMOND KIMWAGA

BEFORE: MWARIJA, J.A., MZIRAY, J.A., And, J.A.
WEDNESDAY 18TH DAY OF JULY, 2018
IN COURT AT 09:00 A.M

FOR HEARING: CRIMINAL APPLICATION

NO. 5/2015 SHADRACK KUHAKA
VERSUS
THE REPUBLIC

CIVIL APPLICATION

NO. 591/03/2017 NAGOLU MATEWA
VERSUS
CHARLES MHILA

THURSDAY 19TH DAY OF JULY, 2018
FOR JUDGMENT WRITING

BEFORE: MWARIJA, J.A., MZIRAY, J.A., And, J.A.
FRIDAY THE 20TH DAY OF JULY, 2018
IN COURT AT 09:00 A.M
FOR WRITING JUDGMENTS/RULING AND ORDERS:



E. Y. MKWIZU
DEPUTY REGISTRAR
COURT OF APPEAL (T)

AT DARES SALAAM.
29TH DAY OF MAY, 2018

IN THE COURT OF APPEAL OF TANZANIA
AT DODOMA

AMENDED CAUSE LIST NO. 1

BEFORE: MWARIJA, J.A.,
FRIDAY THE 22TH DAY OF JUNE, 2018
IN CHAMBER AT 09:00 A.M.
FOR PRE- SESSIONS MEETING:

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NO. 20/2018

TANELEC LIMITED
VERSUS

THE COMMISSIONER GENERAL
TANZANIA REVENUE AUTHORITY

CIVIL APPLICATION

NO. 163/20/2018

ACE DISTRIBUTORS LIMITED
VERSUS

COMMISSIONER GENERAL (TRA)

BEFORE: JUMA, C.J., MWARIJA, J.A., And MZIRAY, J.A.
TUESDAY THE 26TH DAY OF JUNE 2018

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CRIMINAL APPEALS

NO. 346/2017

NELSON MANGATI
VERSUS
THE REPUBLIC

NO. 63/2017

SELEMANI JUMA KARANI
VERSUS
THE REPUBLIC

NB: This amendment is in respect of:-

- (a) Added in the caused list Civil Appeal No. 60/2007 for hearing on 13/7/2018.
- (b) Shifting Civil Appeals No. 10/2018 and No. 314/2017 from 25th June and 26th June, 2018 respectively to 3rd July, 2018.
- (c) Removing Civil Appeal No. 19/2018 from the Cause list.
- (d) Shifting Criminal Appeal No. 63/2017 & Criminal Appeal No. 346/2017 from 3/7/2018 to 26/6/2018.

CIVIL APPEAL

NO. 192/2017 PANAFRICAN ENERGY TANZANIA LTD
VERSUS
COMMISSIONER GENERAL (TRA)

BEFORE: JUMA, C.J., MWARIJA, J.A., And MZIRAY, J.A.
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VERSUS
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THE REPUBLIC (Cattle theft)

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NO. 590/03/2017 KONDOA PRINTERS AND DECORATION
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VERSUS
SAIMON MASHAKA

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NO. 58/3/2017 MENYENGWA TANDI
VERSUS
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VERSUS
ATTORNEY GENERAL

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 CATHOLIC DIOCESE OF DODOMA
 VERSUS
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BEFORE: MUSSA, J.A., MWARIJA, J.A., And MZIRAY, J.A.
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CAPITAL DEVELOPMENT AUTHORITY & 2 OTHERS

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VERSUS
FLORIA ZABRON KISANGA

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BEFORE: MUSSA, J.A., MWARIJA, J.A., And MZIRAY, J.A.

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ELIUD SULEIMAN MUYAGAA & 4 OTHERS

CIVIL APPEAL

NO. 60/2007 PATSON MATONYA
VERSUS
REGISTRAR, INDUSTRIAL COURT
OF TANZANIA & 2 OTHERS

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NO. 428/03/2017 ABDALLAH HUSSEIN
VERSUS
ZATRA MUSSA

BEFORE: MUSSA, J.A., MWARIJA, J.A., And MZIRAY, J.A.

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NO. 426/03/2017 KESSY RAYMOND KIMWAGA & BI MOSHI OMARY as
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THURSDAY 19TH DAY OF JULY, 2018
FOR JUDGMENT WRITING

BEFORE: MUSSA, J.A., MWARIJA, J.A., And MZIRAY, J.A.
FRIDAY THE 20TH DAY OF JULY, 2018
IN COURT AT 09:00 A.M
FOR WRITING JUDGMENTS/RULING AND ORDERS:


E. Y. MKWIZUI
DEPUTY REGISTRAR
COURT OF APPEAL (T)

AT DAR ES SALAAM.
6TH DAY OF JUNE, 2018