

IN THE COURT OF APPEAL OF TANZANIA

AT MWANZA

(CORAM: RUTAKANGWA, J.A., MASSATI, J.A., And MUGASHA, J.A.)

CRIMINAL APPEAL NO. 257 OF 2015

GODSON ROBERT LUTEGO APPELLANT

VERSUS

THE REPUBLIC RESPONDENT

**(Appeal from the decision of the High Court of Tanzania
at Mwanza)**

(Gwae, J.)

dated the 11th day of May, 2015

in

H/C Cr. Appeal No. 93 of 2014

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ORDER OF THE COURT

RUTAKANGWA, J.A.:

The appellant was first released on parole. Subsequently, he completed serving his prison sentence. His current whereabouts are unknown.

In view of the above, it is apparent that he has lost interest in his appeal. That being the case, we cannot let the appeal remain

listed as pending indefinitely. As correctly urged by Mr. Emmanuel Luinga, learned State Attorney, this is a fit case for dismissal.

In fine, we dismiss this appeal for want of prosecution under Rule 4(2)(a) of the Tanzania Court of Appeal Rules, 2009, with liberty to re-institute

DATED at MWANZA this 19th day of October, 2016.

E.M.K. RUTAKANGWA
JUSTICE OF APPEAL

S.A. MASSATI
JUSTICE OF APPEAL

S.E.A. MUGASHA
JUSTICE OF APPEAL

I certify that this is a true copy of the Original.

P. W. BAMPIKYA
SENIOR DEPUTY REGISTRAR
COURT OF APPEAL