

**IN THE COURT OF APPEAL OF TANZANIA**

**AT Mtwara**

**(CORAM: MWARIJA, J.A., KWARIKO, J.A. And MWANDAMBO, J.A.)**

**CIVIL APPEAL NO. 381 OF 2019**

**THE DIRECTOR OF PUBLIC PROSECUTIONS.....APPELLANT**

**VERSUS**

**HAMISI RAMADHANI JONGO.....RESPONDENT**

**(Appeal from the decision of the High Court of Tanzania  
at Mtwara**

**(Twaib, J.)**

**dated the 17<sup>th</sup> day of September, 2018**

**in**

**Criminal Appeal No. 83 of 2018**

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**ORDER OF THE COURT**

**MWARIJA, J.A.:**

At the hearing of the appeal today, the respondent did not enter appearance. On its part, the appellant Republic was represented by Mr. Kauli George Makasi, learned Senior State Attorney. The learned Senior State Attorney rose to inform the Court that on 20/2/2020, he filed a notice of intention to withdraw the appeal. He urged us to grant the prayer for withdrawal and mark the appeal withdrawn.

On our part, we accede to the prayer and hereby mark the appeal withdrawn under Rule 77(4) of the Tanzania Court of Appeal Rule, 2009 as amended by GN. No. 344 of 2019.

Order accordingly.

**DATED** at **MTWARA** this 21<sup>st</sup> day of February, 2020.

A. G. MWARIJA  
**JUSTICE OF APPEAL**

M. A. KWARIKO  
**JUSTICE OF APPEAL**

L. J. S. MWANDAMBO  
**JUSTICE OF APPEAL**

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



A handwritten signature in black ink, appearing to be "G. H. Herbert", written over a faint circular stamp.

G. H. HERBERT  
**DEPUTY REGISTRAR**  
**COURT OF APPEAL**