

**IN THE RESIDENT MAGISTRATE'S COURT OF DAR-ES-SALAAM
AT KISUTU**

ECONOMIC CASE NO. 27 OF 2017

REPUBLIC

VERSUS

- 1. HARBINDER SINGH SETHI**
- 2. JAMES BUCHARD RUGEMALILA**

ORDER

Date 28/07/2017

Coram: Hon. Shaidi – PRM

For Republic: Mr. Vitalis Peter – PCCB

C.C: Sarah

Accused: Present, Mr. Didas, Pascal for 2nd Accused, Mr. Sungwa assisted by James, Kusanda and Sada for 1st Accused.

Prosecutor: This case is for mention and investigation is incomplete yet. so I pray for a mention date.

Mr. Didas: I have no objection.

Mr. Sungwa: I pray for another date.

1st Accused: I want to explain about my health. I have been in severe alcers and last year I had operation at my intestine at South Africa the doctor inserted balloon at my intestine and I have to see a doctor.

Last time you ordered me to be taken to Muhimbili but I was taken to Amana, Amana Doctors surprised a lot and wanted me to be taken to Muhimbili, however they didn't. The balloon is with fluid and if not checked well increase the danger of my health. I don't want to die in remand custody, I want to be health to fight for my case and whatever.

Prosecutor Vitalis: I have heard what he said and the concern he is raising, however this is a matter of profession. We should be able to see those documents and prove over the matter. Since we have doctors here in the country they should attend him and see what they can advise us. That is all.

Court: The court last time ordered 1st accused to be taken for medical care at Muhimbili by a specialist, I wonder why he was not taken for medical care. Health of anybody is a fundamental issue nobody is at liberty to play with individual health. I therefore order again, 1st accused to be taken to Muhimbili Hospital to see a specialist on his health problem and this should be done within a week and the case should be mentioned within a week in order the court to see the compliance of its order. He should be taken there at the guard of the prison officers as their duty demand.

Sgd: Hon. Shaidi – PRM

28/07/2017

Order: Mention on 03/08/2017

AFRIC

Sgd: Hon. Shaidi – PRM

28/07/2017

MAGISTRATES COURT
KISUTU DAR ES SALAAM
I hereby certify that the foregoing is
a true and correct copy of the original
Principal/Senior/Resident Magistrate
Date: 28/7 2017