

THE REPUBLIC OF UGANDA  
IN THE HIGH COURT OF UGANDA AT KAMPALA  
**CASE NO: HCT-00-CR-SC-0010 OF 2002**

UGANDA ..... PROSECUTOR

VERSUS

JOACHIM MUKALAZI..... ACCUSED

**15<sup>th</sup> January, 2003**

**BEFORE: HON. MR. JUSTICE J.B.A. KATUTSI:**

**RULING:**

The accused at the bar is indicated for robbery, an offence under section 272 and punishable under section 273 (2) of the Penal Code Act. It is alleged that he and others still at large on the first day of June 2000 at plot 3 Yusufu Lule Road in Kampala District robbed Ibrahim Sharam of two T.Vs, two radio system, five pairs of men's shoes, thirty pairs of ladies shoes, three mobile phones, one carpet, six wrist watches and a motor vehicle vitara Reg. No. UAZ 389 and at or immediately before or immediately after the said robbery used a deadly weapon, to wit a gun on the said Ibrahim Sharam.

Prosecution examined Ibrahim Sharam and his wife. Each of them did not claim to have identified any of the thugs that attacked them on that fateful night. There is nothing on record to connect the accused to the commission of this heinous crime. It goes without saying therefore that there is no prima facie case made against the accused to warrant him to take his stand. I find the accused not guilty. Section 71 (1) of the T.I.D. refers.

J.B.A. Katutsi

**JUDGE**

**Court:**

I certify a fee of shs. 300,000/= (three hundred thousand shillings to counsel on state brief.