

THE REPUBLIC OF UGANDA
IN THE COURT OF APPEAL OF UGANDA AT MBALE
CRIMINAL APPEAL NO. 097 OF 2018

(Coram: Bamugemereire, Gashirabake, Kihika JJA)

5 **OKIRU ISAAH ALIAS OPOLOT :::::::::::::::::::::::::::::::::::APPELLANT**

VERSUS

UGANDA:::::::::::::::::::::::::::::::::::::::::RESPONDENT

10 *(Appeal from the decision of the High Court of Uganda at Mbale before
Asimwe, J delivered on 15/08/2018 in Criminal Session Case No. 0091
of 2015.)*

JUDGMENT OF THE COURT

Introduction

15 The appellant was indicted, tried and convicted of the offence of Murder
contrary to sections 188 and 189 of the Penal Code Act CAP 120 Laws of
Uganda. He was sentenced to 36 years, 2 months and 15 days'
imprisonment. The particulars of the offence were that Okiru Isaiyah alias
Opolot and others still at large on the 23rd of October 2014 at
20 Bukhalamyia Village in Manafwa District murdered one Ekojot Musa.

Background

The background facts leading to the indictment of the appellant, as
ascertained from the lower court record, were that the appellant married
one Josephine Amachar with whom he begot two children, Musa Ekojot,

