**Republic v Juma**

**Division:** High Court of Tanzania at Mbeya

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**Date of judgment:**

**Case Number:** 175/1972 (52/74)

**Before:** Kwikima Ag J

**Sourced by:** LawAfrica

*[1] Criminal Law – Murder – Provocation – Threat to kill by witchcraft – Not immediately acted on –*

*Effect.*

**Editor’s Summary**

The accused was charged with murder. He had killed his father, a reputed wizard, sometime after the latter had threatened to bewitch him.

**Held** – The accused had not killed immediately after the provocation and was guilty of murder.

**Cases referred to Judgment:**

(1) *R. v. Kajuna* (1945), 12 E.A.C.A. 104.

(2) *Eria Galikuwa v. R*. (1951), 18 E.A.C.A. 175.