**Uganda v Kalema and another**

**Division:** High Court of Uganda at Kampala

**Date of judgment:** 17 June 1974

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**Case Number:** 99/1974 (37/75)

**Before:** Saied J

**Sourced by:** LawAfrica

*[1] Evidence – Extra-judicial statement – Whether voluntary – Policeman* 15 *minutes with magistrate beforehand and policeman used as interpreter – Statement not proved to be voluntary – Evidence Act, s.*

24 (*U.*)*.*

**Editor’s Summary**

A policeman interrogated the two accused for half an hour, and then took them to a magistrate, himself spending a quarter of an hour with the magistrate before the accused were brought in. A police corporal acted as interpreter when statements were recorded from the accused.

**Held –** the statements had not been proved to have been made voluntarily.

Order accordingly.

**Cases referred to Judgment:**

(1) *R. v. Okitui Edeke*, (1941) 8 E.A.C.A. 40.

(2) *Rwarutura v. Uganda* E.A.Cr.A. 11 of 1973 (unreported).

(3) *Zurbairi Buyer v. Uganda* E.A.Cr.A. 163 of 1973 (unreported).