

In the name of Allah, The Beneficent, The Merciful

Supreme Court

Greater Darfur states

Criminal Circuit

Before Honorable Justices:

H.E./Hassen Abdulkarim Osman.....President

H.E./Hashim Ibrahim Altom..... Member

H.E./Dr. Solieman Mohammed Shaib.....Member

No.../51/2018

Trial of;

Maryam Saleh Musa Mohammed

Ruling

The City Court (B) of Al-Fashir issued its decision of dismissing the criminal case deliberated, citing insufficiency of evidence. Accordingly, the plaintiff's attorney presented a request to the Public Court of Al-Fashir to transfer the criminal case to the Criminal Court of Al-Fashir. It was judged by H.E./Justice of the Court of Appeal and Supervisor of the Complex of Al-Fashir Courts who dismissed the request. That decision was appealed at the Court of Appeal of North Darfur in Al-Fashir, which deliberated the appeal and issued its ruling no.../11/2017 on 4/6/2017 upholding the appeal in question. On 21/12/2017 the plaintiff submitted a request of appeal against the ruling of the abovementioned Court of Appeal, addressing it to this circuit. The appeal was passed and then brought before us for deliberation. In her reasons for the appeal, she challenged the witnesses' statement because she claimed they changed their testimonies.

During the examination and study of all the documents of this appeal, the statements entered in the proceedings of the Criminal Case before the Court of First Instance: it was established to me that the decision by the City Court, upheld by the Public Court judge and the Court of Appeal of North Darfur State – Al-Fashir, was correctly issued. This is because it was clearly evidenced to me that the plaintiff had completely failed to prove the accusation against the defendant. Hence, we decide to dismiss the appeal and uphold the decisions by the lower courts.

Dr. Solieman Mohammed Shaib

Supreme Court Justice

2/5/2018

Second opinion;

I agree

Hassen Abdulkarim Osman

Supreme Court Justice

3/5/2018

Third opinion;

I agree

Hashim Ibrahim Altom

Supreme Court Justice

7/5/2018

Final Decision:

- Upholding all the rulings
- Dismissing the appeal

Hassen Abdulkarim Osman

Supreme Court Justice

Head of Circuit

7/5/2018