

IN THE COURT OF APPEAL OF TANZANIA

AT DAR ES SALAAM

(CORAM: Mustafa, J.A., Makame, J.A. and Kisanga, J.A.)

CIVIL APPLICATION No. DAR.14 OF 1981

In the Matter of an intended Appeal

B E T W E E N

ABASI HAJI APPLICANT

A I D

FATUMA MOHAMMED RESPONDENT

(Application for Stay of execution pending
Appeal and Leave to appeal be granted
from the Judgment of the High Court of
Tanzania at Dar es Salaam) (Mnzavas, J.K.,
dated the 10th day of September, 1981)

Civil Application No. 8 of 1981

R U L I N G

MUSTAFA, J.A.

This is an application against the decision of the High Court refusing the applicant leave to appeal to the Court of Appeal against a decision of the High Court sitting on appeal from a Primary Court decision.

The applicant has submitted before us his reasons for the application. They all refer to the alleged credibility of witnesses who testified at the trial. No point of law has been raised. There is no merit at all in the application which is dismissed with costs.

DATED at DAR ES SALAAM this 17th day of November, 1981.



A. MUSTAFA
JUSTICE OF APPEAL

L. M. MAKAME
JUSTICE OF APPEAL

R. H. KISANGA
JUSTICE OF APPEAL

I certify that this is a true copy of the original.

A handwritten signature in dark ink, appearing to read "J. L. Mwalusany".
(J. L. MWALUSANY)
SENIOR DEPUTY REGISTRAR