

**IN THE HIGH COURT OF TANZANIA
(DAR ES SALAAM DISTRICT REGISTRY)
AT DAR ES SALAAM**

CIVIL CASE NO. 324 OF 2001

CHANDRAKANT G. PATEL PLAINTIFF

Versus

HAMANSHU D. PATEL DEFENDANT

R U L I N G

CHIPETA, J.:

The plaintiff in this suit, **Chandrakant G. Patel**, has filed a suit against the defendant, **Himanshu D. Patel** for an order directing, *inter alia*, that the parties do run the business **La Palace Entertainment Centre Limited** jointly. The plaintiff also filed an application for temporary restraint. Although the defendant was duly served, he did not appear to oppose the application for temporary injunction, and so I proceeded to hear the application.

I have carefully considered the contents of the affidavit which contains details as to the nature of the complaints. In my view, a case has been made out necessitating the grant of the application.

I accordingly grant this application. It is accordingly hereby ordered that the defendant, his servants, agents or assigns be, and are hereby restrained from:-

- (a) **managing any or all the affairs of the company, including day to day operations, staff and financial matters without the approval and involvement of the applicant/plaintiff;**

- (b) transacting and dealing with proceeds, revenues and various expenses of the Company, including running and operating bank accounts without the approval and involvement of the applicant/plaintiff;
- (c) retaining in the Company all or any staff members whose appointments were made without the consent or prior consultation with the applicant/plaintiff;
- (d) denying the applicant/plaintiff access to various information and reports on various matters of the company;
- (e) withholding or delaying payment of weekly remuneration and other remuneration to the applicant/plaintiff or from paying them in improper sums;
- (f) entering or executing any contract or agreement, written or verbal, on behalf of the Company without the approval and involvement of the applicant/plaintiff, until the main suit has been determined.

It is so ordered.



B. D. CHIPETA
JUDGE

Ruling delivered in Chambers this 20th day of September, 2001.



B. D. CHIPETA
JUDGE
20/9/2001

Mr. Semgalawe for

Applicant.

20/9/2001

Coram: B.D. Chipeta,J.

Mr. Semgalawe for Plaintiff

Defendant: Absent

Order: Mention in Chambers on 17/10/2001 \



B. D. CHIPETA

JUDGE

20/9/2001