

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

**PROBATE AND ADMINISTRATION CAUSE NO. 68 OF 2019**

In the matter of the Estate of the Late **DILIPKUMAR J. PATTINI**

**AND**

In the matter of Application for LETTERS OF ADMINISTRATION by

**THAURIYA A. DIRIA**

**RULING**

*Date of last order: 06.05.2020*

*Date of Ruling: 08.05.2020*

**EBRAHIM, J.:**

**Thauriya Ahmed Diria** of Dar Es Salaam has petitioned before this Court for grant of Letters of Administration of the Estate of the late **DILIP JAYANTILAL PATTNI** who died intestate at the Agakhan Hospital, Ilala Dar Es Salaam on 23rd June 2019. The death certificate of the deceased has been appended with the petition.

It is further petitioned that the petitioner is a close family member and has been appointed by the family to petition for the letters of administration following a family meeting held on 9<sup>th</sup> August 2019, copy of minutes attached with the petition.

When this petition came for hearing, Counsel for the Petitioner, Mr. Rwegasira, learned advocate informed the court that they have complied with filing of all requisite documents as required by law as well as issued a general citation in the Daily News and Mwananchi Newspaper of 08<sup>th</sup> January 2020. They also published in the Government Gazette of 27<sup>th</sup> December 2019 with issue no. ISSN 0856-0323.

Rwegasira further informed the court that the petitioner has been confirmed by four family members – minutes of 09.08.2019 and have appended the passports of the family members. He stated also that the petitioner undertakes to faithfully administer the estate and shall file all the required reports in court.

He stated further that reasonable time has passed since the publication and there is no any caveat or objection that has been registered so far by any interested party or a relative. He prayed for the petitioner to be granted with letters of administration as prayed.

Indeed, **Section 3 of the Probate and Administration of the Estates Act, Cap 352 RE 2002 (“the Act”)** confers jurisdiction to this court in all matters relating to Probate and Administration of deceased's estates in granting probate of wills and letters of

administration to the deceased's estate and powers to alter or revoke such grants.

I have carefully gone through the records as well as the petition.

The petitioner has indeed filed all the requisite legal forms under the law. The documents include administrator's oath under **Section 66 Rule 65 of the Act**; Affidavit as to domicile of the deceased under **Rule 64** that the deceased was residing at Kisutu Street, Ilala Dar Es Salaam; Administration Bond with sureties under **section 67 Rule 66**; Affidavit to accompany petition for grant by sole administrator under **Rule 32**; Certificate as to Surety's financial position; Consent under **Rule 71**; and listed the assets for administration in the petition which are likely to come to the hands of the petitioner and other assets as shall be discovered in the course of administration.

From the above observations and considering that there is no any caveat or objection that has been registered so far by any interested party or a relative; nor any proceedings for the grant of probate or letters of administration or otherwise for the administration of the estate of the deceased have been commenced before any court or authority, whether in Tanzania or outside; I am satisfied that the Petitioner has established sufficient grounds warranting the grant

of the Letters of Probate Administration. I therefore grant this application as prayed and **THAURIYA AHMED DIRIA** is hereby appointed as an administratrix of the Estate of the Late **DILIPKUMAR JAYANTILAL PATTNI** and the letters of administration be issued to her. THAURIYA AHMED DIRIA is further ORDERED to administer the estate of the deceased as required by law and file the necessary inventory before the Deputy Registrar of the High Court within six month from the date of appointment unless further period is applied and granted.

In order to ensure compliance and ascertain the status of the same, the matter shall be mentioned before the Deputy Registrar of the High Court on 08. 11.2020.

Accordingly ordered



  
**R.A. Ebrahim**  
**Judge**

**Dar Es Salaam**  
**08.05.2020**