

**IN THE HIGH COURT OF TANZANIA**

**AT MWANZA**

**MISC LAND APPLICATION NO. 38 OF 2019**

*(Arising from HC – Mwanza in Misc Land Application No. 98 of 2018 before Hon. Matupa, J. Originated from District Land and Housing Tribunal Land Case No. 193 of 2006 before Kapinga, Chairman)*

**1. OBEDI SELEMANI  
2. PETER NTEMINYANDA  
3. SYLVESTER KARATASI  
4. NESTORY WILLIAM  
5. DOMINICO MUSHILIMU**

**..... APPLICANTS**

**VERSUS**

**DED KWIMBA DISTRICT ..... RESPONDENT**

**RULING**

*21.10.2020 & 21.10.2020*

**ISMAIL, J**

Pursuant to the application, filed under the provisions of Section 95 and 96 of the Civil Procedure Code, Cap. 33 R.E 2019, this Court is properly moved to rectify the clerical mistake that omitted the name of the 4<sup>th</sup> applicant, Nestory William, from the list of the respondents who featured in the proceedings which were presided over by Hon. Matupa, J.

Consequent thereto and, in rectification of the said anomaly, the name of Nestory William, the 4<sup>th</sup> Applicant herein, is reinstated in the



proceedings and forms part of the respondents in HC Misc Land Case Application No. 98 of 2018. He will, hence forth, feature as the 4<sup>th</sup> Respondent as he was impleaded in the application from which the said ruling emanated.

It is so ordered.

Dated at **MWANZA** this **21<sup>st</sup>** day of October, 2020



  
**M. K. Ismail**  
**JUDGE**

**Date:** 21/10/2020

**Coram:** Hon. M. K. Ismail, J

**Applicants:** 1<sup>st</sup> – Present

2<sup>nd</sup> – Reportedly indisposed

3<sup>rd</sup> – Reportedly indisposed

4<sup>th</sup> – Present

5<sup>th</sup> – Present

**B/C:** B. France

**Court:**

Ruling delivered in chamber, in the presence of 1<sup>st</sup>, 4<sup>th</sup> and 5<sup>th</sup> Applicants 2<sup>nd</sup> and 3<sup>rd</sup> Applicants reported indisposed and the absence of the Respondent, this 21<sup>st</sup> day of October, 2020.



**M. K. Ismail**

**JUDGE**

**At Mwanza**

**21<sup>st</sup> October, 2020**