

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

**AT DAR ES SALAAM**

**PC CIVIL APPEAL NO. 43 OF 2020**

(Originating from Temeke District Court at Temeke in Civil Appeal No. 31/2019)

**MUHSINI CHIANGU** ..... **APPELLANT**

*VERSUS*

**AMRAN IDDI MKWELA** ..... **RESPONDENT**

**RULING**

The Respondent has prayed this court to dismiss the appeal for want of prosecution as to him the appellant has lost interest in prosecuting it. In consideration of his prayer, the court has perused the record to ascertain the respondent's assertion and noted that it is true since the institution of this appeal in this court the appellant has never been in court. The matter came for mention on 13/03/2020 before it was adjourned to 14/05/2020 and later on 10/06/2020. Thereafter it was set for hearing on the dates of 09/07/2020 and 06/08/2020 before today when it has come hearing once again.

In all these dates the appellant never appeared and no reasons have ever been advanced or known to the court for his non appearance. As submitted by the Respondent, the submission which this court subscribe to, the appellant has lost interest in prosecuting his appeal. For that reason the

respondent's prayer is granted. This appeal is therefore dismissed for want of prosecution with costs.

It is so ordered.




E. E. Kakolaki

**JUDGE**

**21/10/2020**

Right of Appeal is explained.

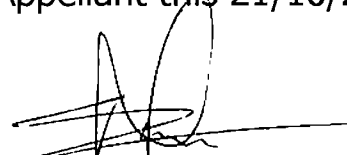


E. E. Kakolaki

**JUDGE**

**21/10/2020**

Delivered in the presence of the Respondent and Ms. Lulu Masasi, Court Clerk and in the absence of the Appellant this 21/10/2020.



E. E. Kakolaki

**JUDGE**

**21/10/2020**