

IN THE HIGH COURT OF THE UNITED REPUBLIC OF TANZANIA

IN THE DISTRICT REGISTRY OF SHINYANGA

AT SHINYANGA

MISC. LAND APPLICATION NO. 08 OF 2019

(Arising from Misc. Land Application No.05 of 2018 of the District Land and Housing Tribunal at Kahama)

NYAMIZI HAMISI.....1ST APPLICANT
JOHARI HAMISI.....2ND APPLICANT
MGENI HAMISI.....3RD APPLICANT
OMARY HAMISI.....4TH APPLICANT
HASSAN HAMISI.....5TH APPLICANT
MARIAM HAMISI.....6TH APPLICANT

Versus

KHADIJA SAID(As Administratrix of the
estate of the late **HAMISI IDD**).....1ST RESPONDENT
MHOJA NKWABI KABALO.....2ND RESPONDENT

RULING

Date of last order: 12.03.2020
Date of Ruling: 12.03.2020

E. Y. MKWIZU, J

This application was filed by the five applicants seeks amendment of the
plaint in Land Case No.5 of 2018.

When the matter came before me for hearing on 12th March, 2020, it was revealed that Land Case No.5 of 2018 was dismissed long time ago on 10th April, 2019 for non-appearance.

Applicant had nothing legally to say, understandably so because they are layperson and the matter is a legal issue.

On his part Mr. Lamwai urged the court to struck out the application for it lacks legs to stand on.

As stated earlier, the application was for leave to amend the Plaint in Land Case No5 of 2018 which was dismissed on 10th April, 2019. I have no option, under the circumstances of this case but to strike out this application as it lacks legs to stand on.

Order accordingly.

