

**IN THE HIGH COURT OF THE UNITED REPUBLIC OF TANZANIA**

**MOSHI DISTRICT REGISTRY**

**AT MOSHI**

**PROBATE AND ADMINISTRATION CAUSE NO. 17/2021**

**IN THE MATTER OF THE ESTATE**

**OF THE LATE JULIUS ELIEZER MOSI ----- DECEASED**

**AND**

**IN THE MATTER OF THE PETITION FOR LETTERS OF**

**ADMINISTRATIN BY OMEGA JULIUS MOSI ----- PETITIONER**

**RULING**

**18/02/2022**

**MWENEMPAZI, J.**

The petitioner, herein named is one of the surviving beneficiaries of the estate of the late JULIUS ELIEZER MOSI. The late JULIUS ELIEZER MOSI died testate on the 13<sup>th</sup> July, 2021 at his home ADA ESTATE, located in Kinondoni District within Dar-es-Salaam Region. Julius Eliezer Mosi died at the age of 79 years and his death was due to natural causes as per annexed death certificate. He is survived with Elizabeth Julius Mosi, his wife, Omega Julius Mosi, Shukuru Julius Mosi and Jane Julius Mosi his children.

The petition has an attached copy of a joint last will and testament of Julius Eliezer Mosi and Elizabeth Julius Mosi. Article three appoints an executor or executrix to be one of the surviving Testator. Also there is an attached codicil

intended to fill the lacuna by adding up properties which were acquired after the will had been written and deposited. The counsel for the petitioner informed this court that, the surviving testator who would have been an executrix is Elizabeth Julius Mosi, but she is currently sick. She cannot perform the duties of executrix. She thus proposed Omega Julius Mosi to administer the estate and the appointment was blessed by a clan meeting held on 22<sup>nd</sup> July, 2022. Whose minutes have been attached in the petition.

At the hearing the counsel informed this court that citation was published in a local newspaper, Mwananchi Tabloid No. 7736 dated 12<sup>th</sup> October, 2022. Up to the date of hearing there has never been any objection to the petition and a diligent search has been done to verify if there is any petition for letters of administration elsewhere within and outside Tanzania. There is no any petition within and outside Tanzania and that nor any proceedings has ever been conducted in relation to the estate of the late Julius Eliezer Mosi.

The counsel for the petitioner prayed that this court should proceed to grant the petition to the petitioner, OMEGA JULIUS MOSI.

I have heard the submission as well as read the record of the petition in court. I could not find any cause to hinder the grant of the petition. Legal requirements have been met and since the petitioner is undertaking to administer the properties and credits of the estate of the late Julius Eliezer Mosi faithfully and honestly, the petition is fit to be granted.

I hereby grant the letters of administration of the estate with the "Will" annexed to OMEGA JULIUS MOSI, the Petitioner herein named. Costs of the petition shall be born by the Petitioner.

It is ordered accordingly.



  
**T. M. MWENEMPAZI**  
**JUDGE**

Ruling delivered in court in this 18<sup>th</sup> day of February, 2022 in the presence of the Petitioner and the Counsel for Petitioner one Gloria Tairo, Advocate.

  
**T. M. MWENEMPAZI**  
**JUDGE**