

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

AT DAR ES SALAAM

CIVIL APPEAL NO. 87 OF 2021

(Originating from Kisarawe Primary Court in Civil Case No. 24/2019 & Civil Revision No.2 of 2020 District Court)

MICHAEL MAKENGAAPPELLANT

VERSUS

NYANDU HERMANRESPONDENT

PROCEEDINGS

18/1/2022

Coram : Hon. A. R. Mruma, J

For the Appellant : Mr. Aron Lesindamu advocate for the Appellant

For the Respondent : Mr. Lesindamu for Mr. Denis Mugyabuso for
Respondent

CC : Delphina

Mr. Lesindamu: This matter is coming for mention. Having gone through memorandum of appeal, I wish to withdraw the appeal because I have noticed that it combined facts of the Primary Court with those of the District Court. The withdrawal sought should be with leave to refile.

Court: Prayer is granted.

ORDER: Appeal No. 87 of 2021 is marked as withdrawn with leave to refile subject to limitation period. Each party shall bear own costs.




A.R. Mruma

Judge

18/1/2022