

**IN THE HIGH COURT OF THE UNITED REPUBLIC OF TANZANIA
IN THE DISTRICT REGISTRY OF SHINYANGA
AT SHINYANGA**

MISCELLANEOUS LAND APPLICATION NO. 20 OF 2022

*(Arising from Misc Land Application no 45 of 2020 from High Court of Tanzania
at Shinyanga)*

KALEKWA SWALEHE.....1ST APPLICANT

MAHILA BUNDALA.....2ND APPLICANT

VERSUS

IDD SWAREHE..... RESPONDENT

RULING

This is an application for temporary injunction restraining the respondent its agents and or officers from selling the suit land located at Wigehe area within the Township and District of Kahama in Shinyanga pending hearing and determination of applicant main Application pending before the Court.

The application is bought under a certificate of urgency and applicants were represented by Mr. Shabani Mvungi Advocate.

When the matter came for hearing before the Court, it transpired that there is no pending matter before the Court upon which this application would base.

The applicant main application No. 47 of 2020 was, in their absence on 5/5/2020 dismissed for non-appearance and therefore, there is nothing upon which this application would find it's root. Having being notified of the situation, Mr Mvungi sought for the withdrawal of the matter in view of investigating the parties dispute before taking any further appropriate

steps. I second the prayer and allow the same. Misc Land Applicant No. 20 of 2022 is hereby marked withdrawn with no order as to costs.

Order accordingly

DATED at **SHINYANGA** this 10th day of May, 2022



E.Y. MKWIZU
JUDGE
10/05/2022