

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

MISCELLANEOUS CAUSE NO. 5 OF 2022

**IN THE MATTER OF AN APPLICATION FOR LEAVE TO APPLY FOR
ORDERS OF CERTIORARI, MANDAMUS AND PROHIBITION**

AND

IN THE MATTER OF THE COMPANIES ACT, CAP 212 RE. 2002

BETWEEN

AFRICA FLIGHT SERVICES LIMITED.....APPLICANT

VERSUS

THE REGISTRAR OF COMPANIES.....1ST RESPONDENT

THE ATTORNEY GENERAL.....2ND RESPONDENT

RULING

28 & 28 April, 2022

MGETTA, J:

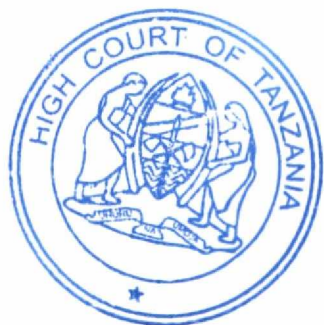
When the application for leave was called on for hearing, Ms. Gati Mseti assisted by Mr. Edward Magayane, both learned state attorneys, appeared for the respondents namely the Registrar of companies (1st respondent) and the Attorney General (2nd respondent); while, the applicant namely Africa Flight Services Limited, enjoyed a legal service of Mr. Gabriel Simon Mnyele, the learned advocate. Ms Gati rose and readily conceded that on the face of the record, the applicant has established a prima facie case. Hence, a leave

sought to apply for judicial review be granted to the applicant without order as to costs.

On his part, Mr. Mnyele for the applicant was grateful for such gesture made by Ms. Gati and did not press for costs.

On my part, I had no objection. By consent of the learned counsel for their respective parties, I proceed to grant leave to the applicant to apply for judicial review within the period prescribed by the law. In the circumstances, no order as to cost is given.

It is accordingly ordered.



A handwritten signature in blue ink, appearing to read "J.S. MGETTA", is written above the printed name.

J.S. MGETTA
JUDGE
28/04/2022