

IN THE HIGH COURT OF THE UNITED REPUBLIC OF TANZANIA

IN THE DISTRICT REGISTRY OF ARUSHA

AT ARUSHA

CIVIL CASE NO. 19 OF 2020

ADVOCATE NELSON SIOKINO MERINYO.....PLAINTIFF

VERSUS

SHEDRACK ISSANGYA.....1ST DEFENDANT

ARUSHA CO- OPERATIVE UNION LIMITED.....2ND DEFENDANT

MEMORANDUM OF SETTLEMENT ON MEDIATION

After mediation session was conducted before the mediator and in the presence of both parties; Advocate Nelson Siokino Merinyo who is the plaintiff, Mr. Shedrack Issangya, who is the 1st defendant, Mr. Innocent Kicide (General Manager of the 2nd defendant), Mr. Justine Mangulai Mollel (Vice Chairman of the 2nd Defendant), Mr. Clavery Kasongi Mkwawa (Administration Officer of the 2nd Defendant) and in the presence of Ms. Upendo Nelson Merinyo, Counsel for the plaintiff, Mr. John Jekapo Lundu and Mr. Mohamed Mhinda counsels for the defendants, the parties agree as follows: -

- (a) That, there was a breach of contract for provision of legal preparation and filing case against the commissioner for lands which had been previously given to the plaintiff.
- (b) That, the tender proceedings that lead to the breach of contract was null and void.
- (c) Each party to the suit shall bear their own costs.
- (d) The plaintiff shall forego his claim for damages.

- (e) The facts agree in paragraph a, b, c and d shall stand as a decree of the court which means that no party shall be entitled to bring any suit before any other court of law regarding reliefs prayed for in the plaint.
- (f) The suit is marked settled as between the parties based on the above facts.
1. Plaintiff Advocate Nelson Siokino Merinyo (Signed)
 2. Advocate for the Plaintiff Ms. Upendo Merinyo (Signed)
 3. 1st defendant Mr. Shedrack Issangya (Signed)
 4. Mr. Innocent Kisole, General Manager of the 2nd defendant (signed)
 5. Mr. Justine Mangulai Mollel, Vice Chairman of the 2nd Defendant (signed)
 6. Clavery Kasongi Mkawa, Administration Officer of the 2nd defendant(signed).
 7. Mr. John Jekapo Lundu, lead counsel of the defendants (signed)
 8. Mr. Mohamed Mhinda, assisting counsel of the defendants(signed)

Court: Read over and found correct.

DATED at **ARUSHA** this 09th March, 2022.




D. C. KAMUZORA
JUDGE