

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

MISCELLANEOUS CIVIL APPLICATION NO. 4 OF 2021

(Originating from Kahama District Court in Civ. Application No. 22/2020)

GINDU NGATO LENGA.....APPLICANT

VERSUS

NGASSA SAID SENGA & 2 OTHERS.....RESPONDENT

RULING

20 April, 2022

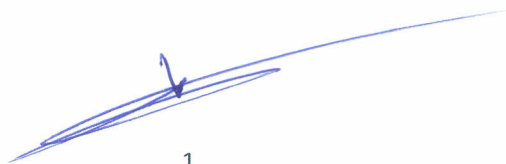
A. MATUMA, J.

This application was coming today for hearing but the applicant is absent. The 1st respondent is present and has explained that he has not been served with the instant application as he came aware of it when he came in Court to make follow up of another case.

The other respondents have as well not filed their counter affidavits and are absent. It might be for the same reason that they have not been served because there is no proof of service.

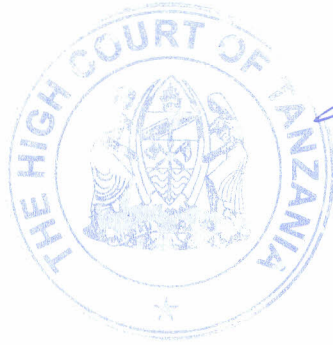
Going by the Court records, the applicant has been always absent. It seems he has lost interest in prosecuting his application.

I have no choice rather than dismissing this application for want of prosecution.



In the circumstances, this application is hereby dismissed for want of prosecution. It is dismissed with costs to the 1st respondent Ngasa Said Senga against the Applicant.

It is so ordered.



A. MATUMA
Judge
20/04/2022