

IN THE HIGH COURT OF THE UNITED REPUBLIC OF TANZANIA

IN THE DISTRICT REGISTRY OF TABORA

AT TABORA

CIVIL CASE NO. 4 OF 2023

MARAHU AUTO GARAGE.....PLAINTIFF

VERSUS

UYUI DISTRICT COUNCIL.....1ST DEFENDANT

THE ATTORNEY GENERAL2ND DEFENDANT

RULING

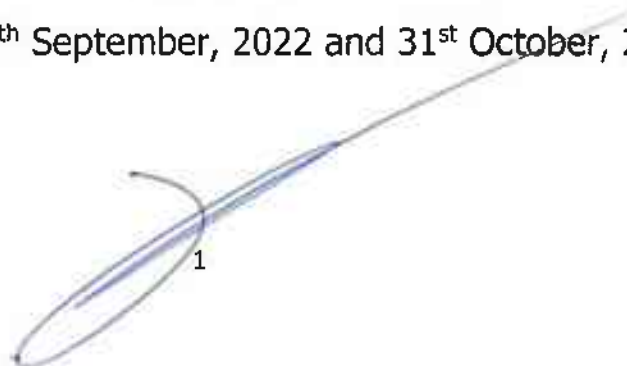
Date of Last Order: 13/09/2023

Date of Ruling: 19/09/2023

MATUMA, J.

This is a ruling resulting from a successful mediation so that to endorse and register the settlement deed between the parties as findings of this court capable of being executed as a court Decree.

The plaintiff instituted this suit against the defendants for claims of Tshs. 15,219,000/= as an outstanding debt which accrued following the plaintiff's maintenance services to the 1st defendant's various vehicles on diverse dates between 30th September, 2022 and 31st October, 2022.



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She further claimed for interest at commercial rate of 23% from 1st November, 2022 to the date of judgment, interest at court rate of 7% from the date of judgment till final payment in full and costs of the suit.

When this matter came for mediation the parties agreed to settle amicably and this court having given them time to talk, they have settled and filed a deed of settlement. I therefore endorse and register the settlement deed as a decree of this court capable of being executed by the parties.

As amicably and mutually agreed by the parties, it is hereby ordered and decreed as follows;

- i) This suit has been dully determined through a successful mediation.
- ii) The 1st Defendant admits the claim to the tune of Tshs. 14,180,000/= which is due payable to the plaintiff.
- iii) The plaintiff agrees to be paid Tshs. 14,180,000/= out of Tshs. 15,219,000/= which he had initially claimed.
- iv) The agreed amount of Tshs. 14,180,000/= shall be payable to the plaintiff by the 1st defendant by four installments through NMB Account no. **51010063116** in the names of Marahu Auto Garage.
- v) The four instalments shall be within six months starting from October, 2023 in which the first instalment shall be paid.
- vi) The four installments shall end on March, 2024.

vii) The 1st Defendant shall pay the agreed costs of the suit to the tune of Tshs. 1,500,000/= which shall be paid through CRDB Account no. **0152773285300** in the names of Stella Thomas Nyakyi.

It is so ordered.



MATUMA

JUDGE

19/09/2023

Order: Ruling delivered in chambers in the presence of Mr. Gureni Mapande State Attorney for the defendants also holding brief of Ms Stella Thomas Nyakyi learned advocate for the plaintiff.



MATUMA

JUDGE

19/09/2023