

**IN THE HIGH COURT OF THE UNITED REPUBLIC OF TANZANIA  
IN THE SUB – REGISTRY OF MWANZA  
AT MWANZA**

**CIVIL CASE NO. 29 OF 2023**

**ANDREW BOLLEN DULL .....1<sup>ST</sup> PLAINTIFF**

**MSAFIRI SHABAN DAUDI .....2<sup>ND</sup> PLAINTIFF**

**PASKAZIA JOHN MPANDUJI**

**(THE ADMINISTRATRIX OF THE ESTATE**

**OF LATE DUNSTAN MOSES MONGI) .....3<sup>RD</sup> PLAINTIFF**

**VERSUS**

**EAGLE BRAND MINING INVESTMENT**

**MANAGEMENT CO.LTD.....DEFENDANT**

**CONSENT JUDGMENT**

26 & 26/2/2024

**ROBERT, J**

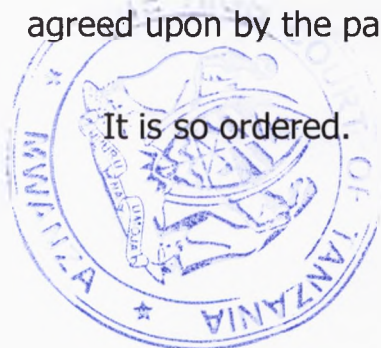
The three Plaintiffs aforementioned initiated legal proceedings seeking a declaratory judgment against the Defendant, alleging trespass upon a licensed mining premises and claiming compensation for losses of income resulting from the extraction of minerals from the said licensed premises.


Prior to commencement of the trial, the parties in this suit, desiring to resolve the matter amicably, mutually agreed to settle out of Court. Consequently, on the 22nd of February, 2024, they executed and filed

their Deed of Settlement. On the 26th day of February, 2024, the parties jointly prayed for the recording of the said Deed of Settlement and the issuance of a Court decree, reflecting the terms and conditions mutually assented to by the parties.

Upon meticulous scrutiny of the terms and conditions encapsulated in the aforementioned Settlement Agreement, this Court is satisfied that the subject matter of the litigation has been fully resolved through the lawful consensus of the parties, as expressly articulated in the Settlement Agreement.

In consideration of the above and in accordance with the provisions of Order XXIII Rule 3 of the Civil Procedure Code, Cap.33 R.E 2019, this Court hereby directs that the executed Deed of Settlement, tendered by the parties on the 22nd February 2024, be officially recorded and incorporated as an integral component of this Court's Judgment and Decree. The claims asserted by the 1st, 2nd, and 3rd Plaintiffs are, therefore, deemed settled in accordance with the terms and conditions agreed upon by the parties in the Settlement Agreement.



  
K.N. ROBERT  
JUDGE  
26/2/2024