

**IN THE COURT OF APPEAL OF TANZANIA**  
**AT MWANZA**

**(CORAM: MBAROUK, J.A., LUANDA, J.A. And JUMA, J.A.)**

**CIVIL APPLICATION NO. 18 OF 2015**

**AUSDRILL TANZANIA LIMITED.....APPLICANT**

**VERSUS**

**MAHAMUD SABALA.....RESPONDENT**

**(Application from the decision of the High Court of Tanzania  
(Labour Division) at Mwanza)**

**(Rweyemamu, J.)**

**Dated the 18<sup>th</sup> day of February, 2014**

**In**

**Revision No. 59 of 2013**

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**ORDER OF THE COURT**

**JUMA, J.A.:**

Today, when this application was called up for hearing, the respondent, though duly served with a notice of hearing, did not enter any appearance.

Mr. Faustin Malongo, learned advocate for the applicant, informed us that the applicant is no longer interested in pursuing the application. He invoked Rule 58(1) of the Tanzania Court of Appeal Rules, 2009 (the Rules) and prayed for the withdrawal of the application but each side should shoulder its own costs.

We are inclined to accede to the prayer for withdrawal. In the result, this application is marked withdrawn under Rule 58(3) of the Rules, with no order as to costs. It is so ordered.

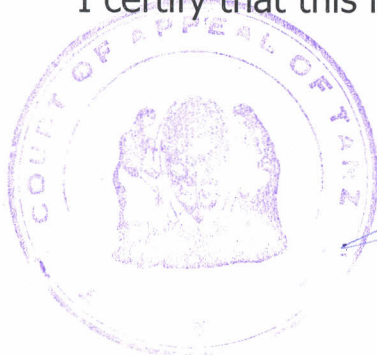
**DATED** at **MWANZA** this 19<sup>th</sup> day of May, 2016.

M.S. MBAROUK  
**JUSTICE OF APPEAL**

B.M. LUANDA  
**JUSTICE OF APPEAL**

I.H. JUMA  
**JUSTICE OF APPEAL**

I certify that this is a true copy of the original.



  
E. Y. MKWIZU  
**DEPUTY REGISTRAR**  
**COURT OF APPEAL**