

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

(CORAM: MUGASHA, J. A., MWANGESI, J. A. And MWANDAMBO, J. A.)

CIVIL APPLICATION NO. 72/08 OF 2018

THE TREASURY REGISTRAR..... 1ST APPLICANT
THE ATTORNEY GENERAL.....2ND APPLICANT
VERSUS
SHABAN MKAMBA AND 1789 OTHERS.....RESPONDENT

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

(Bukuku, J., De-Mello, J. And Gwae, J.)

**Dated the 16th day of June, 2016
in
Civil Appeal No. 13 of 2008**

ORDER OF THE COURT

MWANGESI, J.A.:

When the application was called on for hearing today, Ms. Subira Mwandambo, learned State Attorney entered appearance to represent the applicant.

On the part of the respondents, there was only one by the name of William Masika who entered appearance in person.

Ms. Mwandambo, on taking up the floor informed the Court that, they did write a letter to the Court dated the 4th December, 2019 intimating

their prayer to withdraw the application in terms of Rule 58 (1) of the Tanzania Court of Appeal Rules, 2009 (the Rules. She prayed the Court to effect it.

The prayer by the applicant was not resisted by Mr. William Masika who was present in Court.

In view of the fact that the applicant no longer wishes to pursue the application we grant the prayer and mark the application withdrawn under Rule 58 (3) of the Rules. This being a labour matter, we make no order as to costs. It is so ordered.

DATED at MWANZA this 6th day of December, 2019.


S. E. A. MUGASHA
JUSTICE OF APPEAL

S. S. MWANGESI
JUSTICE OF APPEAL

L. J. S. MWANDAMBO
JUSTICE OF APPEAL

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




S. J. KAINDA
DEPUTY REGISTRAR
COURT OF APPEAL