

**IN THE COURT OF APPEAL OF TANZANIA**

**AT ARUSHA**

**(CORAM:NSEKELA, J.A., KIMARO,J.A., And MBAROUK, J.A.)**

**CIVIL APPEAL NO. 20"A" OF 2009**

**JOHN D. MMARI.....APPELLANT**

**VERSUS**

**EBENEZER A. KIRANGO.....RESPONDENT**

**(Appeal from the decision of the High Court of Tanzania  
at Moshi)**

**(Lyamuya, PRM-ext-J)**

**dated 15<sup>th</sup> day of December, 1998**

**in**

**Civil Appeal No. 29 of 1998**

**.....**

**ORDER OF THE COURT**

**NSEKELA, J.A.:**

When the appeal was called on for hearing, Mr. Peter Shayo, learned  
advocated holding the brief of Mr. Jonathan, informed the Court that a  
legal representative of the appellant has not yet been appointed. He

prayed for an adjournment to enable the learned counsel make a follow up of the appointment. The respondent was absent. He was not served. On our part we see no reason for refusing the adjournment. It is accordingly granted.

**DATED** at **ARUSHA** this 15<sup>th</sup> day of February, 2011.

H.R. NSEKELA  
**JUSTICE OF APPEAL**

N.P. KIMARO  
**JUSTICE OF APPEAL**

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

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

Z. A. Maruma  
**DEPUTY REGISTRAR**