

**IN THE HIGH COURT OF TANZANIA  
IN THE DISTRICT REGISTRY  
AT MWANZA**

**MISCELLANEOUS CIVIL APPLICATION NO. 104 OF 2020**  
(Arising from Civil Case No. 05 of 2020)

**ISAMILO SUPPLIES LIMITED ..... APPLICANT**

**VERSUS**

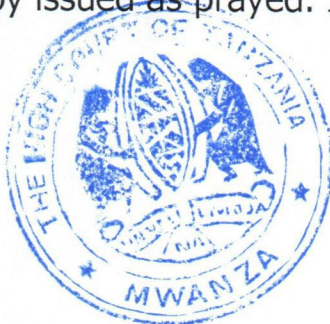
**SANLAM GENERAL INSURANCE (T) LIMITED ..... RESPONDENT**

**RULING**

13 & 13/11/2020

**RUMANYIKA, J.:**

When the application brought under Orders 14(1) (a) (b) and 1 Rule 14(2) (a) – (d) of Civil Procedure Code Cap 33 R.E. 2019 was called on today for hearing, as naturally as it was expected, SANLAM GENERAL INSURANCE (T) LTD (the respondents) were not in court. Mr. Alex John learned counsel for Isamilo Supplies Limited (the applicants) sought to, and he adopted contents of the supporting affidavit therefore he submitted that having had been insured by the respondents (paragraph 4 of the affidavit), and no doubts the accident had occurred, the applicants could not be indemnified by non other than the respondents to whom a notice had just been sought and granted. The application is granted without costs. A 3<sup>rd</sup> party notice is hereby issued as prayed. It is so ordered.



**S. M. RUMANYIKA**

**JUDGE**

**13/11/2020**