

IN THE COURT OF APPEAL OF TANZANIA

AT DAR ES SALAAM

CIVIL APPLICATION NO. 980/01 OF 2024

**AFRICAN BANKING CORPORATION (T) LIMITED APPLICANT
VERSUS**

JOVIN MGOO RESPONDENT

**(Application for stay of execution from the decree of the High
Court of Tanzania, Labour Division at Dar es Salaam)**

(Mrio, DR.)

dated the 2nd day of October, 2024

in

Civil Revision No. 231 of 2020

ORDER

FELESHI, J.A.:

When this application was last called on for hearing on 25th October, 2024 I adjourned it and ordered the respondent to be formally served before getting into *inter-party* hearing today.

Both Messrs. Peter Kibatata and Dismas Raphael, learned counsel representing the applicant and respondent respectively, have drawn my attention to the notice of preliminary objection filed by the respondent.

Consequently, I adjourn the hearing of the application under rule 38A (1) and 59 of the Tanzania Court of Appeal Rules, 2009 to

another appropriate date to be fixed by the Registrar for the just and expedient determination and disposal of both the points of preliminary objection and the application, if need be.

It is so ordered.

DATED at DAR ES SALAAM this 30th day of October, 2024.

E. M. FELESHI
JUSTICE OF APPEAL

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



A handwritten signature in blue ink, appearing to read "J. J. Kamala", is written above the printed name.

J. J. KAMALA
DEPUTY REGISTRAR
COURT OF APPEAL