**Written Statement of Defence**

IN THE HIGH COURT OF

(LAND DIVISION)

LAND CASE NO……OF ………...

AT DAR ES SALAAM

between

BDC \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Plaintiff

And

ASC CO LTD \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Defendant

***WRITTEN STATEMENT OF DEFENCE OF THE DEFENDANT***

The Defendant above named states in answer to the Plaint as follows that:

The contents of paragraphs 1 and 2 of the Plaint is noted.

The contents of paragraph 3 of the Plaint are denied and the Plaintiff is put to strict proof thereof. The Defendant wishes to state that…………………………

Save that……………………. the contents of paragraph 4 are denied. Further, the Defendant denies that………………………….. The plaintiff is put to strict proof.

The contents of Paragraph 5 of the Plaint are denied.

The contents of Paragraph 6 of the Plaint are denied. The Defendant wishes to state that………………………………………….

The contents of Paragraph 7 of the Plaint are denied. The Defendant wishes to reiterate that…………………………………..

In further answer to the said paragraph, the Defendant annexes hereto marked Annexure NC-2 copy of……………………………………..

The contents of Paragraph 8 of the Plaint are denied.

The contents of Paragraphs 9 and 10 of the Plaint are noted.

As regards paragraph 11 of the Plaint the Defendant denies……………………….

The contents of Paragraph 12 of the Plaint are unclear and ambiguous.

The contents of paragraph 13 are unclear as the same does not state………………..

The contents of paragraph 14 of the Plaint are noted.

The contents of Paragraph 15 of the Plaint are denied.

The jurisdiction of this Honorable Court is noted.

Save as otherwise admitted hereinabove, the Defendant denies every allegation of fact and law raised in the Plaint as if the same had been specifically set out herein and traversed seriatim.

In the premises and by reason of the defense written in the statement hereinabove, the amount claimed and the other prayers and/or relief sought by the Plaintiff at the end of the Plaint are baseless and should be dismissed in their entirety, with costs awarded against the Plaintiff.

WHEREFORE, Defendant prays for dismissal of the suit with costs.

Dated at Dar es Salaam this \_\_\_\_\_ day of…………………..

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Principal Officer of the Defendant

able to depose on the facts of the case

V E R I F I C A T I O N

I,…………….being the Manager, Commercial and Finance, do hereby verify that save for paragraph 15 which is based on advice received from……………., one of the Advocates of………………which I verily believe to be true, what is stated in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 13, 14, 16 and 17 above is true to the best of my knowledge.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Principal Officer of the Defendant

able to depose on the facts of the case

Presented for filing this \_\_\_\_\_\_ day of............20...

\_\_\_\_\_\_\_\_\_\_\_\_\_

Registry Officer

DRAWN AND FILED BY:

XXX Advocates,

9th Floor YYY Tower,

P. O. Box……….,

DAR ES SALAAM

COPY TO BE SERVED UPON:

A & Co.,

Advocates

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P. O. Box…………….

DAR ES SALAAM