

IN THE HIGH COURT OF THE UNITED REPUBLIC OF TANZANIA
(DAR-ES-SALAAM DISTRICT REGISTRY)
AT DAR-ES-SALAAM
MISCELLANEOUS CIVIL APPLICATION NO. 45 OF 2022
IN THE MATTER OF THE LAW OF THE CHILD ACT, NO. 21 OF 2009
AND
IN THE MATTER OF "N. N" INFANT
AND
IN THE MATTER OF AN APPLICATION FOR AN ADOPTION ORDER BY JULIETH
PETER NDANSHAU

RULING

Date: 30 & 30/03/2023

NKWABI, J.:

This petition is brought under the provisions of section 54 (1)(a), 54(2) of the Law of the Child Act, Cap. 13 R.E. 2019.

The petitioner has the following prayers:

1. That an order for adoption of the infant "**N. N.**" by the petitioner may be made pursuant to the Law of the Child Act 2019 with all necessary directions.
2. An order that the infant "**N.N**" be known by the name "**J. JACOB MALILE.**"
3. The costs of the petition may be provided for as above mentioned.

4. That the adoption order shall be served on the Commissioner of Social Welfare.
5. Such further order(s) as the nature of the petition may require.

When the petition was called up for hearing, the petitioner appeared in person, and was also represented by Ms. Wini Kawandakamu, learned advocate. The Senior Social Welfare Officer one Asha Mbaruku, the guardian ad litem, also appeared.

Ms. Mbaruku when invited by the Court, she read out the Social Investigation Report in Court. Then, it was followed by submissions by Ms. Kawandakamu who built up on the prayers of the petitioner that are in the petition.

I have carefully considered this petition and its supporting affidavits and the extensive report filed and read over by the Social Welfare Officer. The Social Investigation Report reveals that the infant child has been under the custody of the petitioner since 2nd November, 2022. The child had previously been in the care of Ntoma Orphanage center in Bukoba within Kagera region. She was abandoned by her mother on the date of delivery. The report indicates categorically that the petitioner is suitable to be adoptive parent.


It is also clear that in the extensive report covering 25 pages, the Social Welfare Officer recommends that this Court grants an adoption order of the Child "N. N. to proposed adoptive parent Ms. **JULIETH PETER NDANSHAU**. Having all that in my mind, I am of the firm view that the petitioner is suitable to be adoptive parent of the infant child. That is in the best interest of the infant child.

In fine, I find that the petition is merited and it is granted. In the circumstances of this petition, I make no orders as to costs.

It is so ordered.

DATED at **DAR-ES-SALAAM** this 30th day of March, 2023.




J. F. NKWABI
JUDGE