



MALAWI JUDICIARY



IN THE HIGH COURT OF MALAWI

PRINCIPAL REGISTRY

JUDICIAL CAUSE NO. 84 OF 2015

BETWEEN:

THE STATE

AND

MALAWI REVENUE AUTHORITY.....RESPONDENT

AND

MAPETO [DWSM] LIMITED..... APPLICANT

CORAM: THE HON. JUSTICE H.S.B. POTANI

Mr. Msuku, Counsel for the Applicant

Mr. Chungu, Counsel for the Respondent

Mr. Kanchiputu, Court Clerk

### RULING

This is the court's determination on the respondent's preliminary objection to the judicial review proceedings commenced by the applicant.

Pursuant to Order 53 of the Rules of the Supreme Court (RSC) and through an *ex parte* application, the applicant sought and was granted the leave of the court to commence judicial review proceedings for purposes of challenging the decision of the respondent not to institute appeal proceedings in relation to the tax assessment conducted on the applicant. Upon being served with the processes relating to the



