

**The District Court of Kinondoni , Tanzania**

**113 of 2015**

**Khadijah Jarufu Thabit v Jackson Kabiligi**

<b>Court</b>	:	District Court
<b>Case</b>	:	Criminal
<b>Date of Judgement</b>	:	10 August 2016
<b>Plaintiff</b>	:	Khadijah Jarufu Thabit
<b>Defendant</b>	:	Jackson Kabiligi
<b>Concept</b>	:	Copyright
<b>Statue</b>	:	Breach of contract on copyrighted work

**Panel of Justices**

Kiliwa RM

**Case Background**

The Plaintiff instituted proceedings against the defendant seeking a declaratory order, a permanent injunction, and damages for breach of contract. The parties had jointly produced a movie. The defendant was required to make a financial payment before being allowed to produce and sell the copyrighted movie but failed to make the payment.

**Procedural History**

The District Kinondoni Tanzania passed on the judgement.

**Issue**

Whether plaintiff is entitled for the damages and compensations.

**Rational**

The court held that Defendant was in breach of contract and awarded the Plaintiff damages and also granted an injunction which barred the Defendant from producing or selling the copyrighted work until Defendant had made payment to the Plaintiff in terms of the contract between the parties.

**Keywords** Declaratory order, permanent injunction; broadcasting and publication, damages