



**Otieno, Yogo, Ojuro & Company Advocates v Dominion Farms Ltd (Miscellaneous Civil Application E076 of 2022) [2023] KEHC 26077 (KLR) (28 November 2023) (Ruling)**

Neutral citation: [2023] KEHC 26077 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KISUMU  
MISCELLANEOUS CIVIL APPLICATION E076 OF 2022  
RE ABURILI, J  
NOVEMBER 28, 2023**

**BETWEEN**

**OTIENO, YOGO, OJURO & COMPANY ADVOCATES ..... ADVOCATE**

**AND**

**DOMINION FARMS LTD ..... CLIENT**

**RULING**

1. Advocate/Client costs were taxed on 6<sup>th</sup> April 2023 exparte. Certificate of costs was issued on 9<sup>th</sup> August 2023.
2. The applicant served the defendant with today's date and an application under Section 51(2) of the *Advocates Act*.
3. No reference was filed by the Respondent. No issue with retainer has been raised.
4. Accordingly, I hereby enter judgment for the Advocate/Applicant in the sum of Kshs.327,000 as per the certificate of costs dated 6<sup>th</sup> April 2023 together with interest at 14% p.a from 6<sup>th</sup> April 2023. Decree to issue and be served upon the Respondent before any execution can be set in motion.
5. Each party to bear their on costs of the application.
6. Mention before the Deputy Registrar to confirm settlement on 22<sup>nd</sup> January 2024.

**DATED, SIGNED AND DELIVERED AT KISUMU THIS 28<sup>TH</sup> DAY OF NOVEMBER, 2023**

**R. E. ABURILI**

**JUDGE**

