



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA**

**AT KAKAMEGA**

**CIVIL APPEAL NO. 73 OF 2018**

**JACOB MASILA DAUDI.....APPELLANT**

**VERSUS**

**RASHID MAUKO WANJALA.....RESPONDENT**

**(An appeal arising from the judgment and decree of the Hon. BS Khapoya, Senior Resident Magistrate (SRM), in Kakamega CMCCC No. 28 of 2016 of 17<sup>th</sup> November 2016)**

**RULING**

1. Am unable to prepare judgment herein as the original trial court records have not been availed.
2. Let the Deputy Registrar call for the same.
3. The matter shall be mentioned thereafter for allocation of a date for judgment.

**DELIVERED DATED AND SIGNED IN CHAMBERS ELECTRONICALLY AT KAKAMEGA THIS 19<sup>TH</sup> DAY OF APRIL, 2021**

**W. MUSYOKA**

**JUDGE**