



REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT NAIROBI
COMMERCIAL & ADMIRALTY DIVISION
CIVIL CASE NO. 881 OF 2010

**DUBAI BANK KENYA
LIMITED:.....PLAINTIFF**

VERSUS

**KEWAL CONTRACTORS LIMITED:..... 1ST
DEFENDANT**

**PARMINDER SINGH MANKU:.....2ND
DEFENDANT**

**HARJEET SINGH MANKU:.....3RD
DEFENDANT**

R U L I N G

1. On 6th June 2014 this court issued a Notice to Show Cause to the parties herein to show cause why the suit herein should not be dismissed for want of prosecution. On the date for hearing of the same Mr. Kipng'eno for the Plaintiff appeared but sought further time to enable him file an affidavit in response to the Notice to Show Cause.
2. Mr. Ng'eno has since filed his affidavit dated 31st July 2014 in which he has shown cause why the suit should not be dismissed.
3. The Defendant did not respond to the Notice to Show Cause.
4. I have read and considered the said affidavit and I am satisfied the Plaintiff is still desirous of prosecuting the application. I make orders as follows:-
 - a. *The suit shall not be dismissed but will proceed to full hearing.*
 - b. *The Plaintiff shall conclude pre-trial directions within 30 days from today.*
 - c. *The matter will be mentioned on 15th November 2014 for further directions.*

Orders accordingly.

READ, DELIVERED AND DATED AT NAIROBI THIS 17TH DAY OF OCTOBER 2014

E. K. O. OGOLA

JUDGE

PRESENT:

Kipng'eno for Plaintiff

No appearance for Defendant

Irene – Court Clerk