

IN THE HIGH COURT OF KENYA AT NAIROBI
COMMERCIAL DIVISION, MILIMANI
Misc Appli 209 of 2005

WAINAINA IRERI & COMPANY ADVOCATESAPPLICANT
VERSUS
KENYA BUS SERVICES LIMITED.....RESPONDENT

R U L I N G

The applicants have by a Notice of Motion sought for judgment to be entered in its favour in respect of taxed costs against the respondent.

The application is brought under section 51 (1) and (2) of The Advocates Act. The applicants, who are a firm of advocates, were retained to represent the respondent in RMCC No. 4906 of 2002. The applicant filed memorandum of appearance and defence and later successfully applied for the dismissal of the suit. The respondent failed to pay the applicant's fees, which were later, the subject of taxation at kshs 38, 157. 90.

I have considered the application dated 23rd June 2005 and I find that the same is merited, and I accordingly grant the following orders: -

2) That the applicant is granted an order for costs in the application dated 23rd June 2005.

Dated and delivered this 29th July 2005.

MARY KASANGO
JUDGE