

IN THE HIGH COURT OF KENYA
AT NAIROBI
Misc Appli 263 of 2003

SHAH & PAREKH PLAINTIFF
VERSUS
APOLLO INSURANCE CO. LTD DEFENDANT

RULING

In this application dated 30th May, 2005, made under Rule 11 (2) of the Advocates (Remuneration) Order, the Applicant seeks to set aside the taxing master's decision on taxation delivered on 20th November, 2002 on the grounds that are stipulated on the body of the application. The application is not supported by an affidavit – at least there is none on file, and the Ruling outlining the reasons of the taxing master's decision has not been annexed. This is mandatory.

Without the benefit of those reasons, I cannot make a fair determination of this matter.

Accordingly, I will strike out this application as being incompetently before this Court, with costs to the Respondent.

Dated and delivered at Nairobi this 6th day of December, 2005.

ALNASHIR VISRAM
JUDGE