

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA OF KISII

Civil Case 24 of 2002

DORCAS MORAA KIBAGENDI PLAINTIFF/APPLICANT

VERSUS

LINEAR COACH COMPANY LIMITED DEFENDANT/RESPONDENT

RULING:

I have carefully considered the application. The applicant/plaintiff has explained why she and her counsel were not present in court on 12/2/04 when the case was dismissed. Court is satisfied with the explanation. The application is therefore allowed. Dismissal order made on 12/2/04 is hereby set aside and case reinstated for hearing.

It is so ordered.

Delivered at Kisii on 4th October 2004.

KABURU BAUNI

JUDGE