

IN THE HIGH COURT OF KENYA AT NAIROBI

MISC. APPL. NO. 20 OF 2000

IN THE MATTER OF CIVIL CASE NO. 660 OF 1996 (KIAMBU)

MERCHANT CARD LIMITED.....PLAINTIFF/APPLICANT

-VERSUS

GITHIRE KAGIA.....DEFENDANT/RESPONDENT

RULING

The applicant is asking for the transfer of the Civil Case No. 660 of 1996 at the Kiambu Resident Magistrate Court to the Resident Magistrates' Court at Milimani in Nairobi. The application is supported by an affidavit by Mr. Komanje who explains the circumstances under which the suit was filed in Kiambu instead of Nairobi.

The application is allowed as prayed for in the application but the applicant shall pay the cost of the application to the Respondent, which must be paid before the transfer is effected.

Delivered this 8th day of February, 2000.

KASANGA MULWA

JUDGE