



REPUBLIC OF KENYA



KENYA LAW
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**Ndungu v Ngwai & another (Civil Appeal E068 of 2024)
[2025] KEHC 2347 (KLR) (5 March 2025) (Ruling)**

Neutral citation: [2025] KEHC 2347 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT VOI
CIVIL APPEAL E068 OF 2024
AN ONGERI, J
MARCH 5, 2025**

BETWEEN

SAMUEL MBURU NDUNGU APPELLANT

AND

VAINES SOKO NGWAI 1ST RESPONDENT

STEPHEN KALA MINGWAU 2ND RESPONDENT

RULING

1. The application dated 14th February 2025 be and is hereby allowed on the following conditions.
 - a. That half the decretal sum be deposited in court within 30 days of this date.
 - b. That the record of appeal be compiled within 30 days.
 - c. Mention on 21st May 2025 for directions on the hearing of the appeal.
 - d. Stay of execution pending appeal is granted on the above condition.
 - e. In default execution to issue.

DATED, SIGNED AND DELIVERED THIS 5TH DAY OF MARCH 2025 IN OPEN COURT AT VOI.

ASENATH ONGERI

JUDGE

In the presence of:-

Court Assistant: Maina/Millicent

Mr. Ndolo for the Applicant



Mr. Kiwinda for the 1st Respondent

