



Maina v Njeru (Civil Appeal E125 of 2024) [2025] KEHC 12839 (KLR) (30 July 2025) (Ruling)

Neutral citation: [2025] KEHC 12839 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT NAKURU
CIVIL APPEAL E125 OF 2024**

JM NANG'EA, J

JULY 30, 2025

BETWEEN

MARTIN MUKUA MAINA APPELLANT

AND

JOHN KARIUKI NJERU RESPONDENT

RULING

1. This Ruling follows the Appellant's Notice of Motion dated 25th April 2025 for the following orders;
 1. Spent
 2. Spent
 3. Spent
 4. That pending hearing and determination of the instant appeal, the Honourable Court be pleased to stay execution of the judgement delivered on 5th October 2021 and all consequential orders.
 5. That the costs and incidental to the application abide by the outcome of the appeal (sic).
2. No reply has been filed despite evidence of service of the Application upon the Respondent.
3. Having perused the Applicant's Supporting Affidavit, the Application is allowed as hereunder it being unopposed;
 - a. Stay of execution of the impugned judgement and/or decree is ordered pending hearing and determination of appeal.
 - b. The costs of the Application shall abide the appeal.

RULING DATED, DELIVERED AND SIGNED AT NAKURU THIS 30TH DAY OF JULY, 2025.



J. M. NANG'EA, JUDGE.

In the presence of;-

Ms Kimotho advocate for the Appellant/Applicant

Respondent, Absent

C/A (Jeniffer)

J. M. NANG'EA, JUDGE.

