



REPUBLIC OF KENYA



**Andande v Esolio (Civil Appeal 190 of 2020)  
[2024] KEHC 5732 (KLR) (Civ) (14 May 2024) (Ruling)**

Neutral citation: [2024] KEHC 5732 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT NAIROBI (MILIMANI LAW COURTS)**

**CIVIL**

**CIVIL APPEAL 190 OF 2020**

**WM MUSYOKA, J**

**MAY 14, 2024**

**BETWEEN**

**MORGAN AMULAVU ANDANDE ..... APPELLANT**

**AND**

**WYCLIFFE MIKA ESOLIO ..... RESPONDENT**

*(An appeal arising from the judgement of Hon. DO Mbeja, Senior Resident Magistrate, SRM, delivered on 30th April 2020, in Milimani CMCCC No. 1567 of 2018)*

**RULING**

1. I am unable to prepare judgement in this appeal, as the original trial court records have not been availed.
2. Let the same be availed, after which the appeal file may be placed before me for preparation of the judgement.

**DELIVERED BY EMAIL, DATED AND SIGNED IN CHAMBERS, AT BUSIA, THIS 14<sup>TH</sup> DAY OF MAY 2024**

**WM MUSYOKA**

**JUDGE**

**Ms. Veronica, Court Assistant, Milimani, Nairobi.**

**Mr. Arthur Etyang, Court Assistant, Busia.**

**Advocates**

**Mr. Muma, instructed by Muma Nyagaka & Company, Advocates for the appellant.**

**Mr. Kulecho, instructed by Kulecho & Company, Advocates for the respondent.**

