



**Nandi v National Bank of Kenya Ltd (Commercial Miscellaneous Application E013 of 2024) [2024] KEHC 8351 (KLR) (9 July 2024) (Ruling)**

Neutral citation: [2024] KEHC 8351 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KISUMU  
COMMERCIAL MISCELLANEOUS APPLICATION E013 OF 2024**

**MS SHARIFF, J**

**JULY 9, 2024**

**BETWEEN**

**HABAKUK OTIENO NANDI ..... PLAINTIFF**

**AND**

**NATIONAL BANK OF KENYA LTD ..... DEFENDANT**

**RULING**

1. I have perused the Applicant's notice of motion dated 3.7.2024, the supporting affidavit of Ian Mbae sworn on even date and I am not persuaded of the urgency as no evidence of imminent execution has been adduced wherefore I make the following orders:-
  1. This application is not certified as urgent.
  2. The same be served within 2 days from the date hereof.
  3. The Respondent is directed to file a response thereto within 9 days from the date hereof.
  4. Mention on 24/7/2024 to take further directions.

**DELIVERED, DATED AND SIGNED AT KISUMU THIS 9<sup>TH</sup> DAY OF JULY 2024.**

**M. S. SHARIFF**

**JUDGE**

