



Otieno t/a OM.Otien and Company Advocates v African Merchant Assurance Company Limited (Miscellaneous Application E065 of 2022) [2024] KEHC 10761 (KLR) (18 September 2024) (Ruling)

Neutral citation: [2024] KEHC 10761 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT KISUMU
MISCELLANEOUS APPLICATION E065 OF 2022
MS SHARIFF, J
SEPTEMBER 18, 2024**

BETWEEN

**OUMA MAURICE OTIENO T/A OM.OTIEN AND COMPANY
ADVOCATES APPLICANT**

AND

**AFRICAN MERCHANT ASSURANCE COMPANY
LIMITED LTD RESPONDENT**

RULING

1. I have considered the notice of motion dated 20.3.2024, the affidavit in support thereof sworn by Ouma Maurice Otieno and the enclosures thereon and I have also considered the oral submissions of parties' Counsels noting the concession made by the Respondent and I thus allow the same and make the following orders:-
 1. The certificate of costs dated 13.10.2022 for the sum of Kshs.156,134 is hereby adopted as a judgment of this court.
 2. The same shall attract interest at the rate of 14% from 28.2.2023 until payment in full.
 3. No orders are made on costs.
 4. The above ruling to apply mutatis mutandis to Kisumu Misc. App. Nos E059/2022 to E073 of 2022.
 5. Orders of stay of execution are granted for a period of 30 days in all the above matters and in this matter.
 6. Files marked as closed.



DATED, SIGNED AND DELIVERED AT KISUMU THIS 18TH DAY OF SEPTEMBER, 2024.

M. S. SHARIFF

JUDGE

