



**Otieno t/a OM Otieno & Co Advocates v African Merchant Assurance Co Ltd (Miscellaneous Application E060 of 2022) [2024] KEHC 10789 (KLR) (18 September 2024) (Ruling)**

Neutral citation: [2024] KEHC 10789 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KISUMU  
MISCELLANEOUS APPLICATION E060 OF 2022  
MS SHARIFF, J  
SEPTEMBER 18, 2024**

**BETWEEN**

**OUMA MAURICE OTIENO T/A OM OTIENO & CO  
ADVOCATES ..... APPLICANT**

**AND**

**AFRICAN MERCHANT ASSURANCE CO 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 18<sup>TH</sup> DAY OF SEPTEMBER, 2024.**



**M. S. SHARIFF**  
**JUDGE**

