



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA AT NAIROBI**

**MISC. APPLICATION NO. 11 OF 2016**

**KAMAU KINGA & COMPANY ADVOCATES ..... APPLICANT**

**VERSUS**

**GRACE WANJIKU KABIARU ..... RESPONDENT**

**RULING**

1. I am invited, through the Motion dated 16<sup>th</sup> October 2017, to enter judgment in the sum of Kshs. 1, 528, 233.00 with interest thereon from 22<sup>nd</sup> September 2016 until payment in full.

2. The application is brought at the instance of Michael Kamau Kinga, advocate. He swore an affidavit on 16<sup>th</sup> October 2017. He avers that an advocate/client bill of costs was taxed on 22<sup>nd</sup> September 2016 for Kshs. 1, 528, 233.00. An application to the High Court to have the bill set aside was dismissed on 29<sup>th</sup> September 2017. No effort has been made to settle the matter amicably by the respondent, so he asks for judgment. He has attached to his affidavit a certificate of taxation dated 4<sup>th</sup> October 2017.

3. The matter of that application came up in open court on 8<sup>th</sup> February 2018. The respondent was represented at the court appearance and was granted 14<sup>th</sup> days to respond to the application. The matter was next in court on 24<sup>th</sup> May 2018. No reply had been filed to the application by then. Counsel appearing for the respondent pleaded for more time.

4. There is no opposition to the application dated 16<sup>th</sup> October 2017. I shall accordingly allow it as prayed.

**DATED, SIGNED and DELIVERED at NAIROBI this 5<sup>th</sup> DAY OF October , 2018.**

**W. MUSYOKA**

**JUDGE**