

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT BUNGOMA

HIGH COURT CIVIL APPEAL NO.28 OF 2013

IBRAHIM BAKARI.....PLAINTIFF

VERSUS

PATRICK OKIO.....DEFENDANT

JUDGEMENT

[1] I have perused the Memorandum of Appeal filed on 24th day of May, 2013 by Mr. Ibrahim Bakari. I have carefully considered the 3 grounds of appeal filed herein. I find that the trial Magistrate perused the Green Card of land parcel No. S. Malakisi/Mwaliye/214. He also considered the evidence of Gilbert Nadima a Forest Officer Malakisi Division and the one of DW2 and DW3. I also find that he considered the issue of Ksh.10,000 compensation.

[2] In find that, the learned Senior Resident Magistrate did not misdirect himself, and he never acted from the wrong Principles of Law.

I find this appeal without merit and I dismiss it without any order as to costs.

It is so ordered.

DATED at BUNGOMA this 2nd day of December, 2015

S. N. MUKUNYA

JUDGE