

REPUBLIC OF KENYA
IN THE COURT OF APPEAL

AT NAIROBI

(CORAM: LAKHA, J.A. (IN CHAMBERS))

CIVIL APPLICATION NO. NAI. 165 OF 1998 (51/98UR)

BETWEEN

ABDI A. KAWIR APPLICANT

AND

YUO GUO JIANG

SIETCO (JINJA)RESPONDENTS

(An intended appeal from the Ruling of the High Court of Kenya at Bungoma (Justice C. Ong'undi) dated the 23rd April, 1997 in H.C.C.C. NO. 76 OF 1995)

R U L I N G

I am satisfied that there is no delay in lodging this application. I am also satisfied that this is a case where I should, as I do, exercise my unfettered discretion to extend time. Accordingly, the application is granted as prayed. Notice of appeal within 7 days from today and Record of Appeal within 30 days thereafter. Applicant shall pay to the Respondent costs of this application assessed at Shs. 2,000/= within 14 days failing which execution may issue.

Dated and delivered at Nairobi this 10th day of July,

1998.

A.A. LAKHA

.....

JUDGE OF APPEAL

I certify that this is

a true copy of the original.

DEPUTY REGISTRAR