



REPUBLIC OF KENYA
IN THE COURT OF APPEAL
AT NAIROBI
(CORAM: KWACH, PALL & OWUOR, J.J.A)
CIVIL APPEAL APPL. NO. 79 OF 1998

BETWEEN

HON. JOHN NJOROGE MICHUKI 1ST APPELLANT

ROSE WARUINO MUTHEMBA 2ND APPELLANT

AND

ANDREW MUNGAI MUTHEMBA 1ST RESPONDENT

KENT2AZUGA HARDWARE LTD. 2ND RESPONDENT

(Being and application to strike out the appeal arising from the ruling of the High Court of Kenya at Nairobi (Hon. Justice Hayanga) dated 24th February, 1997

in

H.C. Winding Up Cause No. 17 of 1996)

RULING OF THE COURT

We see no merit in the application. The same is hereby dismissed with costs to the respondents.

Dated and delivered at Nairobi this 10th day of November, 1998.

R. O. KWACH

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JUDGE OF APPEAL

G. S. PALL

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JUDGE OF APPEAL

E. OWUOR

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JUDGE OF APPEAL

I certify that this is a true copy of the original.

DEPUTY REGISTRAR