

REPUBLIC OF KENYA

IN THE COURT OF APPEAL

AT NAIROBI

CORAM: KWACH, AKIWUMI & TUNOI, J.J.A.

CIVIL APPEAL NO. 8 OF 1992

BETWEEN

ASSOCIATED ARCHITECTS APPELLANT

AND

ALL AFRICA CONFERENCE OF CHURCHES RESPONDENT

(Appeal from the judgment of the High Court of Kenya at
Nairobi (Justice Aragon) dated 9th January, 1990

in

H.C.C.C. NO. 4423 OF 1988)

RULING OF THE COURT

The record of appeal does not contain as mandatorily required by R.85 (1)(h) a certified copy of the decree appealed against. This makes the appeal incurably defective and therefore incompetent. It is hereby struck out but with no order as to costs. It is so ordered.

Dated and delivered at Nairobi this 17th day of January, 1997.

R.O. KWACH

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JUDGE OF APPEAL

A.M. AKIWUMI

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JUDGE OF APPEAL

P.K. TUNOI

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JUDGE OF APPEAL

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

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DEPUTY REGISTRAR