



REPUBLIC OF KENYA

ALFARUS MULI ..... APPLICANT

AND

LUCY M. LAVUTA DODHIA STORES ..... RESPONDENT

R U L I N G

The applicant's previous appeal was struck out for incompetence on the 7th March, 1997. The present application was filed on the 14th March, 1997. There was no sort of delay whatever and the application is not opposed. I allow the application and order that the notice of appeal be filed within 7 days of the date hereof and served upon the respondents within a further seven days from the date of filing. The record of appeal must be filed within twenty one days from the date hereof. The costs of this application shall be costs in the appeal.

**Dated and delivered at Nairobi this 25th day of March, 1997.**

**R. S. C. OMOLO**

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**JUDGE OF APPEAL**

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

**DEPUTY REGISTRAR**