

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT NAIROBI

CIVIL DIVISION

MISCELLANEOUS CIVIL APPLICATION NO. E253 OF 2025

NDUATI & COMPANY ADVOCATES.....

APPLICANT

=VERSUS=

OCCIDENTAL INSURANCE COMPANY LIMITED.....

.....RESPONDENT

RULING

1. This ruling is on the Applicant's Application dated 10th July 2025. The same which is by Notice of Motion, is brought under the provisions of Section 51 (2) of the Advocates Act (Cap 16 Laws of Kenya) as well as Paragraph 7 of the Advocates Remuneration Order (ARO). It is supported by the Supporting Affidavit of STANLEY NDUATI an Advocate, and is based on the grounds stated on it.
2. The Application seeks that judgment be entered for the Applicant for the sum of Ksh139,616= being taxed Advocate-Client costs taxed on 8th May 2025 as per a Certificate of Taxation dated 4th July 2025, and issued by Hon E. O. Wambo, Taxing Officer. It also seeks interest on that sum, at the rate of 14% per annum from 26th February 2025 until payment in full.

Determination

3. There being a valid Certificate of Taxation that has neither been set aside nor valid; and there being no contestation as to instructions or retainer, the Application is hereby

allowed. This is in terms that judgment is hereby entered for the Applicant/Advocate against the Respondent/Client, for the said sum of Ksh139,616= as per the said Certificate of Taxation.

4. The Applicant is also awarded interest on that sum, at the rate of 14% per annum, from 26th February 2025, until payment in full.
5. The Applicant shall also have the costs of this Application which costs are hereby assessed at Ksh10,000=.
6. A decree shall be issued in terms of this ruling.

DATED and DELIVERED at NAIROBI on this 13th day of November 2025.

**PROF (DR) NIXON SIFUNA
JUDGE**