



REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT NAKURU
CIVIL APPEAL NO.E099 OF 2025

RUTH RABURU OYIEKE.....APPELLANT_
-VERSUS-
VIRGINIA NJERI.....RESPONDENT

RULING

This appeal/application is undefended so far despite proof of service.

This Court is however inclined to grant a conditional order of stay in the following terms:

- 1. A conditional order of stay of execution of judgement in the Small Claims Court SSCCOM No.E1570/2024 pending hearing and disposal of the appeal.**
- 2. The Appellant shall within 30 days deposit the entire decretal sum of Kshs.319,989 in Court as security for costs.**
- 3. The Appellant shall set down this appeal for admission and hearing within the next 60 days.**

- 4. A default on any of the conditions set in paragraphs (2) and (3) shall automatically vacate the stay order and the application shall be deemed to have been dismissed.**

Costs shall be in the cause.

**Signed Dated and Delivered at Nakuru
this 7th day of November, 2025.**

**Mohochi S.M.
JUDGE**