



**Thimba v Manifest Destiny Limited (Civil Appeal E657 of 2022)
[2025] KEHC 16705 (KLR) (Civ) (17 November 2025) (Ruling)**

Neutral citation: [2025] KEHC 16705 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT NAIROBI (MILIMANI LAW COURTS)**

CIVIL

CIVIL APPEAL E657 OF 2022

LP KASSAN, J

NOVEMBER 17, 2025

BETWEEN

KENNETH MAITAMEI THIMBA APPELLANT

AND

MANIFEST DESTINY LIMITED RESPONDENT

RULING

1. This is an Application to file an Appeal out of time to the Court of Appeal on a small's Claim Matter. It is well settled that Small Claims matters don't proceed beyond the High Court. If leave to Appeal is granted, it will be a waste of Judicial time to grant leave on a matter that can't proceed to the Court of Appeal.
2. The Application is dismissed with Costs.

DATED, DELIVERED VIRTUALLY AND SIGNED THIS 17TH DAY OF NOVEMBER 2025.

HON L P KASSAN

JUDGE

In the presence of;

Wangeci for Applicant

Ondiwa for Respondent

Carol – Court Assistant

Leave to appeal granted

