

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT VOI

CIVIL APPEAL NO. E043 OF 2025

JOHN OKANO BWIRE.....

APPELLANT

=VERSUS=

GEOFFREY

KIMONGE

MBOGO.....RESPONDENT

RULING

1. Since the Appellant is willing to deposit security for the due performance of the decree, I direct that the sum of Kshs. 194,050/= be deposited in court within 30 days of this date.
2. Stay of execution pending the appeal is granted on that condition.
3. Since the Record of Appeal has been filed, this appeal be and is hereby admitted for hearing before a single Judge of the High Court. The same to be canvassed by written submissions.

4. The parties are granted 14 days each to file and serve written submissions starting with the Appellant.
5. Mention on 5th December 2025 for a judgment date.

**Dated, signed and delivered this 2nd day of December 2025
in open court at Voi High Court.**

**ASENATH ONGERI
JUDGE**

In the presence of:-

Court Assistant: Mabishi/Millicent

**Miss Kitsao holding brief for Mr. Mwazighe for the
Respondent**

Miss Indesia for the Applicant