



REPUBLIC OF KENYA



**Kabinga v Meroka (Civil Appeal E928 of 2024)  
[2025] KEHC 17970 (KLR) (Civ) (2 December 2025) (Ruling)**

Neutral citation: [2025] KEHC 17970 (KLR)

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

**CIVIL  
CIVIL APPEAL E928 OF 2024**

**LP KASSAN, J  
DECEMBER 2, 2025**

**BETWEEN**

**MARTIN NGUGI KABINGA ..... APPLICANT**

**AND**

**MUSTAPHER ONDERI MEROKA ..... RESPONDENT**

**RULING**

1. This is an application for review of Court orders requiring the Appellant to deposit the entire decretal amount of Ksh 4,585,050 as a security and instead the figure be varied to Ksh 3,000,000 which as per the Appellant, constitute insurance limit.
2. I have considered all factors in question. The parties chose not to submit. The purpose of security is to preserve the subject matter. The amount proposed by the Appellant constitute a huge percentage of the decretal amount.
3. To this extend, I shall allow the Application dated the 30th day of July 2025. The reviewed decretal amount to be deposited to Court within 7 days from today.
4. The Respondent shall have costs

**DATED, DELIVERED VIRTUALLY AND SIGNED ON THIS 2<sup>ND</sup> DAY OF DECEMBER 2025.**

**HON L P KASSAN  
JUDGE**

In the presence of;  
Ombati for Applicant



Wangusi for Respondent

Carol – Court Assistant

Court

By consent file is referred to the lower court.

**HON L P KASSAN**

**JUDGE**

