

REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT NAIROBI
CIVIL DIVISION
MISCELLANEOUS CIVIL APPLICATION NO. E260 OF 2025

NDUATI & CO ADVOCATES.....
APPLICANT

=VERSUS=

OCCIDENTAL INSURANCE CO. LTD.....
.....RESPONDENT

RULING

1. This ruling is on the Applicant’s Motion dated 10th July 2025. By it, the Applicant a law firm, is seeking judgment to be entered against its Client OCCIDENTAL INSURANCE COMPANY LTD the Respondent, for the sum of Ksh 139,460=; in terms of the Certificate of Taxation stated to be dated 8th May 2025.
2. The said sum is stated to be the taxed Client-Advocate Costs upon the Applicant’s Advocate-Client Bill of Costs dated 19th February 2025.
3. I have perused the Application; and its Supporting Affidavit together with the annexures, among them a draft Certificate of Costs. The same is blank and neither bears a date nor the name of the Taxing Officer.
4. Judgment on an Application of this nature, cannot be entered on an inchoate or draft Certificate of Taxation. Such cannot be described as a Certificate. As it is a draft

that is in draft form only, incomplete, undated, and unissued.

5. This Application therefore fails and is hereby dismissed. There shall however be leave for the Applicant to file a fresh Application together with the correct documents.

DATED and DELIVERED at NAIROBI on this 21st day of January 2026.

**PROF (DR) NIXON SIFUNA
JUDGE**