



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA AT NAKURU**

**CIVIL APPEAL NO. E063 OF 2023**

**COUNTY COUNCIL OF NAKURU ..... 1<sup>ST</sup> APPELLANT**

**PATRICK KORIR ..... 2<sup>ND</sup> APPELLANT**

**VERSUS**

**DENNIS ODHIAMBO OCHIENG .....RESPONDENT**

**RULING**

1. This court finds no basis to disturb the lower court award. The Khs 800,000 in General Damages is within acceptable range for the injuries suffered.
2. The trial court did not in assessing damages take into consideration an irrelevant factor or in any way left out of account a relevant factor.
3. The General Parameters of award for similar injuries ranges from Ksh 300,000 - 1,300,000. The award herein was not an erroneous estimate that was excessive. I decline to interfere with the award.
4. The appeal is found to be without merit and is accordingly dismissed. The Judgment dated 23/03/2023 is hereby confirmed.
5. Costs of the appeal are granted to the Respondent.

**Dated, Signed and delivered at Nakuru this 19<sup>th</sup> day of February, 2026**

**Mohochi S.M**  
**JUDGE**