

REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT AT
KITALE

ELC MISC. APPL. NO. E008 OF 2024

**APOLLO AMBUTSI SHIKANGA T/A
APOLLO AMBUTSI & CO.
ADVOCATES-----APPLICANT**

VERSUS

**ANTHONY MUNENE-----
RESPONDENT**

RULING

1. The court is asked to adopt the Certificate of Stated Costs dated **3/12/2024** as a judgment of this court, and to award interest at **Kshs.14%**. The grounds are set out on the face of the application and in a supporting affidavit of Apollo Ambutsi Shikanga, sworn on **4/9/2025**.
2. **Section 51(2)** of the Advocates Act provides that a certificate of taxation is final unless it is set aside, varied, or vacated. In **Lubulellah & Associates Advocates -vs- N. K. Brothers Limited (2014) eKLR**, the court held that where there is no reference against the ruling, or reference filed, nothing stops the court from entering a judgment.
3. **Rule 7** of the Advocates Remuneration Order provides that an advocate may charge interest on

his fees. In **Otieno, Ragot & Company Advocates -vs- Kenindia Assurance Co. Ltd [2023] KECA 1398 [KLR]**, the court held that such a claim is allowed.

4. The court has not come across a response from the respondent opposing the application. Consequently, the application is allowed with costs.
5. Orders accordingly.

Ruling dated, signed, and delivered via **Microsoft Teams/Open Court** at **Kitale** on this **18th** day of **March 2026**.

In the presence of:

Court Assistant - Dennis
Atudo for the respondent present
Ambutsi for the applicant present



**HON. C.K. NZILI
JUDGE, ELC KITALE.**