

REPUBLIC OF KENYA

THE JUDICIARY

IN THE CHIEF MAGISTRATE'S COURT AT NAKURU

CIVIL SUIT NO. E858 OF 2021

A. P. NDEGE, SPM

MENCHA OANGA (Suing as the legal representative of the

estate of JAMES MAINGA MENCHA (DECEASED).....PLAINTIFF

VERSUS

MASH EAST AFRICA LIMITED.....1ST DEFENDANT

ANADH KHAMIS.....2ND DEFENDANT

RULING/ DIRECTIONS

A crucial evidence - the evidence of the Base Commander (PW2) in **E059/21** was to be applied in determining liability herein. as at 09/02/2026 at 6.35 pm, while preparing the judgment herein, the file is lacking. The judgment in this matter is therefore not ready and I do therefore call for the file **No. E059/21** to be availed before we can assign another date for the judgment herein.

DATED, SIGNED AND DELIVERED AT NAKURU IN OPEN COURT THIS ___ 10th ___ -

DAY OF ___ February ___, 2026

ALOYCE-PETER-NDEGE

SENIOR PRINCIPAL MAGISTRATE

In the presence of;

Plaintiff's Counsel: Cheruiyot

Defendant's Counsel: N/A

Plaintiff: N/A

2nd Defendant: N/A

Cheruiyot: The other matter is coming up for Judgment on 17/02/26. We can have this file mentioned then.

CT: Mn on 17/2/26. MNTI.