



**Patel v Langat (Civil Application E080 of 2022)
[2023] KECA 45 (KLR) (3 February 2023) (Order)**

Neutral citation: [2023] KECA 45 (KLR)

**REPUBLIC OF KENYA
IN THE COURT OF APPEAL AT KISUMU
CIVIL APPLICATION E080 OF 2022
F TUIYOTT, JA
FEBRUARY 3, 2023**

BETWEEN

MUKESH KUMAR KANTILAL PATEL APPLICANT

AND

CHARLES LANGAT RESPONDENT

*(Being an application for extension of time to file an appeal out
of time from the ruling of the High Court of Kericho (Oundo, J)
delivered on 2nd December, 2021 in KERICHO ELC NO. 37 OF 2014)*

ORDER

1. Acceding to the request in a letter dated November 17, 2022 by the applicant addressed to this court, the application dated 31st May, 2022 that was before court and heard on September 20, 2022 is hereby marked as withdrawn pursuant to rule 54 of the rules of this court.
2. Although the applicant is not averse to costs being awarded to the respondent, there shall be no such order as the respondent did not file an answer to the application. The application dated May 31, 2022 is hereby marked as withdrawn with no order as to costs.

DATED AND DELIVERED AT KISUMU THIS 3RD DAY OF FEBRUARY, 2023.

F. TUIYOTT

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JUDGE OF APPEAL

I certify that this is a true copy of the original.

SIGNED

DEPUTY REGISTRAR.

