



Bank of Baroda (K) Limited v Banking Insurance and Finance Union (K) & another (Civil Appeal (Application) 440 of 2019) [2022] KECA 131 (KLR) (18 February 2022) (Ruling)

Neutral citation: [2022] KECA 131 (KLR)

**REPUBLIC OF KENYA
IN THE COURT OF APPEAL AT NAIROBI
CIVIL APPEAL (APPLICATION) 440 OF 2019
KI LAIBUTA, JA
FEBRUARY 18, 2022**

BETWEEN

BANK OF BARODA (K) LIMITED APPELLANT

AND

BANKING INSURANCE AND FINANCE UNION (K) 1ST RESPONDENT

KENYA BANKERS ASSOCIATION 2ND RESPONDENT

(Being an application for leave to cease acting for the Appellant)

RULING

1. By a Notice of Motion dated 1st December 2021 and made under Rule 23(2) of the *Court of Appeal Rules*, counsel for the Appellant, M/s. Anjarwalla Khanna LLP Advocates, seeks leave to cease from acting for the Appellant, Bank of Baroda (K) Limited. Their application is supported by the affidavit of Mr. Elly Obegi, an associate at the firm of M/s. Anjarwalla Khanna LLP Advocates, sworn on 1st December 2021, and is made on grounds set out on the face of the Motion.
2. I have read Mr. Obegi's Supporting affidavit and appreciate its contents. Rule 23(2) of the Court of Appeal Rules requires an advocate who desires to cease acting for any party in a civil appeal or application to apply by Notice of Motion before a single Judge for leave to so cease acting, and such advocate shall be deemed to have ceased to act for such party upon service on the party of a certified copy of the order of the Judge.

Accordingly, I hereby order and direct that –

- (a) counsel for the Appellant be deemed as having ceased to act for the Appellant on service upon the Appellant of this order;
- (b) there be no orders as to costs.



DATED AND DELIVERED AT NAIROBI THIS 18TH DAY OF FEBRUARY, 2022

DR. K. I. LAIBUTA

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JUDGE OF APPEAL

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

Signed

DEPUTY REGISTRAR

