



**Invest and Grow Sacco Limited v Amudavi (Civil Application E283 of 2022) [2022] KECA 1000 (KLR) (23 September 2022) (Order)**

Neutral citation: [2022] KECA 1000 (KLR)

**REPUBLIC OF KENYA  
IN THE COURT OF APPEAL AT NAIROBI  
CIVIL APPLICATION E283 OF 2022  
DK MUSINGA, JA  
SEPTEMBER 23, 2022**

**BETWEEN**

**INVEST AND GROW SACCO LIMITED ..... APPLICANT**

**AND**

**WYCLIFF SHIVACHI AMUDAVI ..... RESPONDENT**

*(Being an application for withdrawal of the applicant's application No. E283 of 2022 dated 3rd August 2022)*

**ORDER**

1. The applicant's application dated August 3, 2022 for extension of time to file an appeal out of time is hereby marked as withdrawn with costs to the respondent, pursuant to the applicant's request dated September 7, 2022 that was prompted by the respondent's notice of preliminary objection to the effect that this Court lacks jurisdiction to hear and determine the application by virtue of section 81 of the [Co-operative Societies Act](#).

**MADE AND DATED AT NAIROBI THIS 23<sup>RD</sup> DAY OF SEPTEMBER, 2022.**

**D. K. MUSINGA, (P)**

.....

**JUDGE OF APPEAL**

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

*Signed*

**DEPUTY REGISTRAR**

