



Holiday Investments (K) Ltd & 2 others v Fidelity Commercial Bank (Civil Application 142 of 2013) [2021] KECA 162 (KLR) (19 November 2021) (Order)

Neutral citation: [2021] KECA 162 (KLR)

**REPUBLIC OF KENYA
IN THE COURT OF APPEAL AT NAIROBI
CIVIL APPLICATION 142 OF 2013
HA OMONDI, KI LAIBUTA & DK MUSINGA, JJA
NOVEMBER 19, 2021**

BETWEEN

**HOLIDAY INVESTMENTS (K) LTD 1ST APPLICANT
BENSON W.K. MUIGAI 2ND APPLICANT
PAULINE K. MUIGAI 3RD APPLICANT**

AND

FIDELITY COMMERCIAL BANK RESPONDENT

(Appeal from the Judgment of the High Court of Kenya at Nairobi (Hatari Waweru, J.) dated 18th June, 2013 in Civil Appeal No. 196 of 2012)

ORDER

1. This application was wrongly listed for hearing today because by an Order of this Court dated 15th November 2018, the application was marked as withdrawn by consent of both parties. This file is hereby marked as closed as the said application has been spent.

MADE AT MOMBASA THIS 19TH DAY OF NOVEMBER, 2021.

D. MUSINGA, (P)

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JUDGE OF APPEAL

H. OMONDI

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JUDGE OF APPEAL

K. LAIBUTA



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JUDGE OF APPEAL

I certify that this is a true copy of the original

DEPUTY REGISTRAR

