



IN THE COURT OF APPEAL

AT KISUMU

(CORAM: E . M. GITHINJI, HANNAH OKWENGU &

J. MOHAMMED, J.J.A.)

ELECTION PETITION CIVIL APPEAL NO. 8 OF 2018

BETWEEN

HON. ARTHUR PAPA ODERA.....APPELLANT

AND

EDWARD OKU KAUNYA.....RESPONDENT

(Appeal from the judgment of the High Court of Kenya at Busia,

(Majanja, J.) dated 26th February, 2017

in

HIGH COURT ELECTION PETITION NO. 2 OF 2017)

ORDER OF THE COURT

A notice to show cause was served on the appellant’s advocate to show cause as to why the notice of appeal filed herein should not be struck out as no action had been taken in furtherance of the appeal, as the appellant has not attended Court despite being served, we strike out the notice of appeal dated 26th February, 2018 with no orders as to costs.

DATED at Kisumu this 19th June, 2018.

E. M. GITHINJI

.....

JUDGE OF APPEAL

HANNAH OKWENGU

.....

JUDGE OF APPEAL

J. MOHAMMED

.....

JUDGE OF APPEAL

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

DEPUTY REGISTRAR.