

**REPUBLIC OF KENYA
IN THE COURT OF APPEAL**

AT KISUMU

Civil Appli 315 of 2006

RELIANCE BANK LIMITED (IN LIQUIDATION) APPLICANT

AND

GRANDWAYS VENTURES LTD RESPONDENT

(Application for extension of time within which to file a Notice of Appeal and Record of Appeal out of time in an intended appeal from the judgment of the High Court of Kenya at Kisumu (Tanui J. dated 10th August, 2006 in H.C.C. C. NO. 272 OF 2001)

ORDER

This application is for hearing today. Parties have agreed that it be withdrawn. I order that the application by way of Notice of Motion dated 14th December 2006 be and is hereby marked as withdrawn. The applicant to pay all costs inclusive to the respondent at Kshs.60,000 (sixty thousand) within 30 (thirty) days of the date hereof, failing which execution to issue.

Made at Kisumu this 21st day of March 2007.

J.W. ONYANGO OTIENO

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JUDGE OF APPEAL

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

DEPUTY REGISTRAR