

REPUBLIC OF KENYA
IN THE COURT OF APPEAL OF KENYA
AT NAIROBI

Civil Appli 307 of 2003

JASBIR SINGH RAI 1ST APPLICANT
IQBAL SINGH RAI 2ND APPLICANT
DALJIT KAUR HANS 3RD APPLICANT
SARJIT KAUR RAI 4TH APPLICANT
AND
TARLOCHAN SINGH RAI 1ST RESPONDENT
JASWANT SINGH RAI 2ND RESPONDENT
SARBJIT SINGH RAI 3RD RESPONDENT
RAI PLYWOODS (KENYA) LIMITED 4TH RESPONDENT
SATJIT SINGH & RAM SINGH (ESTATE OF).....5THRESPONDENT

**(Application for the setting aside in toto of the judgment and order made on the 301day of
September, 2002**

in

Civil Appeal No. 63 of 2001)

ORDER OF THE COURT

We have seriously agonized on the issue of whether we should or should not allow the “Notice of Appointment of Advocate” by Mr. Kiage and the Affidavit sworn by Retired Justice of Appeal A.B. Shah, both of which are already on record, to remain as valid documents on our record. We have come to the conclusion that it is not desirable to retain those documents on record and we order that they be and are hereby expunged from the record. We shall give our full reasons for this order in the Court’s final ruling. We make no order as to the costs occasioned by the proceedings of 24th May, 2006 and of to-day.

Made at Nairobi this 9th day of June, 2006

R.S.C. OMOLO

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JUDGE OF APPEAL

S.E.O. BOSIRE

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JUDGE OF APPEAL

E.M. GITHINJI

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JUDGE OF APPEAL

P.N. WAKI

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JUDGE OF APPEAL

W.S. DEVERELL

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JUDGE OF APPEAL

I certify that this is a true copy of the original

DEPUTY REGISTRAR.