



**IN THE COURT OF APPEAL**

**AT NAIROBI**

**(CORAM: BOSIRE, JA (IN CHAMBERS))**

**CIVIL APPLICATION NO. NAI.82 OF 2002 (UR.44/2002)**

**BETWEEN**

**AFRICAN BANKING CORPORATION LIMITED .....APPLICANT**

**AND**

**CHARLES KARIUKI GITHUNGO suing as the  
RECEIVER OF WORLD DUTY FREE COMPANY LIMITED  
T/A KENYA DUTY FREE COMPLEX .....RESPONDENT**

Being an application for stay pending the determination  
of the intended appeal against the order of the High  
Court of Kenya at Nairobi (Mr. Justice Rimita) dated  
the 15th day of March 2002

in

H.C.C.C. NO.758 of 2000(O.S)

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**RULING**

I earlier declined to certify this motion as urgent. However, material has been placed before me this morning which I have reluctantly looked at, which show that there is some urgency in this matter. Consequently I am inclined to change my mind. I accordingly certify this motion as urgent. The costs of today's hearing to abide the outcome of the application dated 19th April, 2002.

**Dated and delivered at Nairobi this 30th day of April, 2002.**

**S.E.O. BOSIRE**

.....  
**JUDGE OF APPEAL**

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

**DEPUTY REGISTRAR**