

REPUBLIC OF KENYA

**IN THE COURT OF APPEAL
AT KISUMU**

(CORAM: LAKHA, J.A (IN CHAMBERS))

CIVIL APPLICATION NO. NAI. 91 OF 2002 (UR 48/2002)

BETWEEN

TRANSNATIONAL BANK LTD.APPLICANT

AND

JEMIMAH MORAA SOBURESPONDENT

**(Application for extension of time to file and serve
Notice of appeal and lodge record of appeal out of
time in an intended appeal from the Judgment and
decree of the High Court of Kenya at Kisii (Mr.
Justice Wambilyangah) dated 22nd February, 2002**

in

H.C.C.C NO. 378 OF 1997)

R U L I N G

I am satisfied that there was an oversight on the part of the applicant's advocate. I consider this is a fit and proper case for the exercise of my discretion. Time to file Notice of appeal within 7 days from today and the record of appeal within 14 days thereafter. The applicant shall pay to the respondent the costs of this application in any event.

Dated and delivered at Kisumu this 13th day of June, 2002.

A.A. LAKHA

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JUDGE OF APPEAL

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

DEPUTY REGISTRAR