

**IN THE COURT OF APPEAL
AT NAIROBI**

CORAM: SHAH, J.A (IN CHAMBERS)

CIVIL APPLICATION NO. NAI. 175 OF 2002 (UR. 91/2002)

BETWEEN

FELIX MATHENGEAPPLICANT

AND

KENYA POWER & LIGHTING COMPANY LIMITEDRESPONDENT

(An Ex-parte application for leave to dispense with the service of the Notice of Appeal and other process on the Respondent arising from the judgment and decree of the High Court of Kenya (Ransley, CA) dated 18th June, 2002

in

H.C.C.S. NO. 418 OF 2001)

R U L I N G

Although the respondent did not take part in the proceedings in the court below the policy of this Court is to see to it that all the parties are before it. The respondent is an entity directly affected by the intended appeal. I direct that the notice of appeal lodged on 24th day of June, 2002 be served on the respondent within the next seven days. The record of appeal may also be served upon the respondent within the said period. Costs in the appeal.

Dated and delivered at Nairobi this 16th day of October, 2002.

A.B. SHAH

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JUDGE OF APPEAL

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

DEPUTY REGISTRAR.