



**IN THE COURT OF APPEAL**  
**AT KISUMU**  
**CORAM: GICHERU, LAKHA & OWUOR, J.J.A.**  
**CIVIL APPLICATION NO. NAI 38 OF 2001 (22/2001 UR)**  
**BETWEEN**

**THE REPUBLIC .....APPLICANT**  
**AND**  
**THE DIRECTOR OF FISHERIES**  
**THE COMMISSIONER OF POLICE .....RESPONDENTS**

**(An application for stay of execution from an order of  
the High Court of Kenya at Kisumu (Tanui J) dated  
9th February, 2001**

**in**  
**MISC. APPN. NO. 18 OF 2001)**

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**ORDER OF THE COURT**

In view of the applicant's continuous failure to comply with the order of the Court to return the nets he cannot be heard. This application is accordingly stayed.

**Made at Kisumu this 22nd day of March, 2001.**

**J. E. GICHERU**  
**JUDGE OF APPEAL**  
**A. A. LAKHA**  
**JUDGE OF APPEAL**

**E. OWUOR**

**JUDGE OF APPEAL**

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

**DEPUTY REGISTRAR**