



**IN THE COURT OF APPEAL**

**AT NAIROBI**

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

**CIVIL APPLICATION NO. NAI. 85 OF 2001 (51/2001 UR)**

**BETWEEN**

**JOSEPH KINORU KAHONGE .....APPLICANT**

**AND**

**BARCLAYS BANK OF KENYA LIMITED ..... 1ST RESPONDENT**

**BATIAN DAIRY PRODUCTS LIMITED ..... 2ND RESPONDENT**

**(Application for extension of time to comply with an order in**

**an intended appeal from the Ruling and Order of the High**

**Court of Kenya at Nairobi (Commissioner of Assize,**

**Ransley) dated 18th January, 2001**

**in**

**H.C.C.C. NO. 3 OF 2001)**

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**RULING**

Having heard the advocates of the parties and having carefully considered all the circumstances of the case, I consider this a fit and proper case for the exercise of my discretion to grant the extension sought. Accordingly, I allow the application and the time to comply with the order of **16th February, 2000** is extended upto and including the **27th of July, 2001**. Costs of today's application and appearance to the Respondent in any event.

**Dated and delivered at Nairobi this 27th day of June, 2001.**

**A.A. LAKHA**

**.....**

**JUDGE OF APPEAL**

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

**DEPUTY REGISTRAR**