

**IN COURT OF APPEAL
AT NAIROBI
CORAM: SHAH, J.A. (IN CHAMBERS)
CIVIL APPLICATION NO. NAI. 264 OF 2001**

BETWEEN

**1. JOHN MARTIN NDIRANGU
2. JAMES MUKURUA MWANGIAPPLICANTS**

AND

GITARI CYRUS MURAGURIRESPONDENT

**(An application for leave to file Memorandum of Appeal and
Record of Appeal out of time in an intended appeal from a
Judgment of the High Court of Kenya at Nairobi (Ang'awa,
J) dated 15th October, 1998**

in

**H.C.C.C. NO. 3323 OF 1994)

RULING

The application before me is for extension of time to lodge a notice of appeal and record of appeal out of time. I am not concerned with what may be the situation in regard to viability of the applicant's insurer. I will leave that matter for Mr. Mbugua to sort out. The record of appeal may be lodged within 15 days from today. Costs will be in the intended appeal.

Dated and delivered in Nairobi this 7th day of November, 2001.

A.B. SHAH

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JUDGE OF APPEAL

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

DEPUTY REGISTRAR