

**REPUBLIC OF KENYA
IN THE COURT OF APPEAL
AT KISUMU
(CORAM: BOSIRE, J.A (IN CHAMBERS))
CIVIL APPEAL (APPLICATION) NO. 273 OF 1997**

**BETWEEN
JACKSON MWANGI MUNYASIAPPLICANT
AND
JOHN LUNDI KAHIRESPONDENT**

**(Application for extension of time to file and serve
Notice of appeal and record of appeal out of time in
an intended appeal from the ruling and order of the
High Court of Kenya at Kakamega (Mr. Justice Tanui)
dated 11th April, 1997
in
H.C.C.A NO. 63 OF 1995)

R U L I N G

As Mr. F.O Wanga, for the respondent does not oppose the application dated 19th October, 1996, and filed in court on 9th February, 1998, I extend the time for serving the Notice of Appeal, and for filing and serving the record of appeal, for such period as to include the respective dates when the Notice of appeal was served and the record of appeal was filed in court and served upon the respondent or his counsel. The costs of the application to the respondent.

Dated and delivered at Kisumu this 23rd day of June, 2000.

S.E.O BOSIRE

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JUDGE OF APPEAL

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

DEPUTY REGISTRAR