

REPUBLIC OF KENYA

COURT OF APPEAL AT NAIROBI

CIV MISC APPL 316 OF 1999

KASIGAU RANCHING (D.A) LIMITEDAPPLICANT

AND

JOHN GITONGA KIHARA 1ST RESPONDENT

MARY WANJIKU MBUGUA 2ND RESPONDENT

OLONGINDA OLE NGILORITI 3RD RESPONDENT

MICHENI MUSA 4TH RESPONDENT

BARAKA MINING LTD. 5TH RESPONDENT

R U L I N G

The applicant's request is that it be allowed to file and serve a record of appeal out of time. It is evident that the delay which occurred is attributable to the High Court Registry. Mr. Oluoch not objecting, I will grant the leave sought. The applicant shall file and serve the record of appeal within 20 days from today's date.

Dated and delivered at Nairobi this 6th day of June, 2000.

E. OWUOR

JUDGE OF APPEAL

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

DEPUTY REGISTRAR