



Maliti t/a Twins Hardware & Auto Spares v Orasirasi (Appeal E080 of 2024) [2024] KEELRC 13353 (KLR) (6 December 2024) (Ruling)

Neutral citation: [2024] KEELRC 13353 (KLR)

**REPUBLIC OF KENYA
IN THE EMPLOYMENT AND LABOUR RELATIONS COURT AT NAKURU
APPEAL E080 OF 2024
J RIKA, J
DECEMBER 6, 2024**

BETWEEN

TABITHA MUMBUA MALITI T/A TWINS HARDWARE & AUTO SPARES APPELLANT

AND

OLE MUNA ORASIRASI RESPONDENT

RULING

1. The Application filed by the Appellant dated 4th December 2024, seeking an order of stay of execution of Judgment/ Decree of the Trial Court, is fatally defective.
2. Prayer [b] refers to Judgment / Decree made on 9th October 2024.
3. Prayer [c] refers to Judgment / Decree made on 11th June 2024.
4. A copy of the Judgment exhibited by the Appellant does not seem to disclose the date of delivery.
5. The Memorandum of Appeal states the date of Judgment / Decree is 9th October 2024.
6. If delivery was on 9th October 2024, the Appeal was filed outside the period of 30 days, allowed under Rule 12 [1] of the *Employment and Labour Relations Court [Procedure] Rules, 2024*.

It is ordered: -

- a. The Application is declined.
- b. No order on the costs.

DATED, SIGNED AND DELIVERED ELECTRONICALLY VIA E-MAIL, AT NAKURU, THIS 6TH DAY OF DECEMBER 2024.

JAMES RIKA



JUDGE

