



**REPUBLIC OF KENYA**

**IN THE EMPLOYMENT AND LABOUR**

**RELATIONS COURT AT NAIROBI**

**CAUSE NUMBER 80 OF 2013**

**BETWEEN**

**PATRICK OMUTIA .....CLAIMANT**

**VERSUS**

**TELKOM KENYA LIMITED.....RESPONDENT**

**RULING**

1. The Law Firm of Onindo Onindo and Associates, seeks, through its application dated 3<sup>rd</sup> December 2020, to come on record for the Claimant, in place of the Law Firm of S. Musalia Mwenesi Advocates.
2. The application is opposed through the affidavit of Mr. Stephen Mwenesi, sworn on 4<sup>th</sup> February 2021. The main ground in opposing the application, is that the Client, the Claimant herein, has not completed paying legal fees to his current Advocate.
3. The Court is persuaded that there is a mechanism, for the Law Firm of Mwenesi to recover any outstanding legal fees from the Claimant. The Claimant must not be denied his right of representation by an Advocate of his choice.

**IT IS ORDERED: -**

- a. The application filed by Onindo Onindo and Associates, dated 3<sup>rd</sup> December 2020 is allowed.*
- b. No order on the costs.*

**Dated and delivered at Nairobi, this 5<sup>th</sup> day of February, 2021.**

**James Rika**

**JUDGE**