

REPUBLIC OF KENYA
IN THE EMPLOYMENT AND LABOUR RELATIONS COURT AT NAIROBI
CAUSE NO. 2261 OF 2012

KENYA PLANTATION & AGRICULTURAL

WORKERS UNION

CLAIMANT

v

TOYOI FARM

RESPONDENT

RULING

1. The Claimant commenced legal proceedings against the Respondent on 23 October 2012 seeking an order directing the Respondent to deduct and remit to it union dues and grant of recognition.
2. There is nothing on the record to suggest that the Claimant has taken steps to serve the Memorandum of Claim and/or prosecute the Cause since filing.
3. As a way to deal with the backlog in the Court's Nairobi registry, the Deputy Registrar notified the public through online and newspaper notices of a service week running from 18 April 2016 to 22 April 2016.
4. Specific hearing notices were also sent to the litigants and or their Advocates.
5. When this Cause was called out for hearing, there was no appearance/representation for the parties.
6. The Court therefore orders that this Cause be dismissed for non-attendance and non-prosecution as no steps have been taken for over 4 years.

Delivered, dated and signed in Nairobi this 21st day of April 2016.

Radido Stephen

Judge

Court Assistant Nixon