



**REPUBLIC OF KENYA**  
**IN THE EMPLOYMENT AND LABOUR RELATIONS COURT AT NAIROBI**  
**CAUSE NO. 2205 OF 2012**

**KENYA UNION OF ENTERTAINMENT & MUSIC**

**INDUSTRY EMPLOYEES**

**CLAIMANT**

**v**

**ZITRON LTD**

**RESPONDENT**

**RULING**

1. The Claimant commenced legal proceedings against the Respondent on 1 November 2012 alleging wrongful termination of employment of some w36 employees.
2. The Respondent filed a Notice of Preliminary Objection on 27 March 2013 and List of Documents on 2 May 2013. The Claimant filed a Reply to the Objection on 10 May 2013.
3. On 6 June 2013, the Claimant was granted leave to amend the Memorandum of Claim. No amended Memorandum of Claim is on file.
4. On 17 June 2013, the Respondent files its Response.
5. There is nothing on the record to suggest that the Claimant has taken steps to prosecute the Cause since it was last in Court on 6 June 2013.
6. 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.
7. Specific hearing notices were also sent to the litigants and or their Advocates.
8. When this Cause was called out for hearing, there was no appearance/representation for the parties.
9. 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 21<sup>st</sup> day of April 2016.**

**Radido Stephen**

**Judge**

Court Assistant Nixon