

REPUBLIC OF KENYA

IN THE EMPLOYMENT AND LABOUR RELATIONS COURT AT NAIROBI

CAUSE NO. 2248 OF 2012

PATRICK WAMBUA MATHUKU

CLAIMANT

v

SUNFLAG TEXTILE & KNITWEAR MILLS LTD

RESPONDENT

RULING

1. The Claimant commenced legal proceedings against the Respondent on 6 November 2012 alleging unfair termination of employment.
2. The Respondent filed its Response on 27 June 2013.
3. 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 27 November 2012.
4. 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.
5. Specific hearing notices were also sent to the litigants and or their Advocates.
6. When this Cause was called out for hearing, there was no appearance/representation for the parties.
7. 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