

REPUBLIC OF KENYA

IN THE EMPLOYMENT AND LABOUR RELATIONS COURT AT NAIROBI

CAUSE NO. 561 OF 2011

EDWIN MOGIRE NYANGAI

CLAIMANT

v

FILM CORPORATION OF KENYA LTD

RESPONDENT

RULING

1. Edwin Mogire Nyangai (Claimant) commenced legal proceedings against Film Corporation of Kenya Ltd (Respondent) on 12 April 2011 alleging wrongful and unlawful termination of employment.
2. A Response was filed on 25 April 2011 and on 8 March 2012, the Claimant filed an Amended Memorandum of Claim.
3. On 24 September 2014, the Respondents advocate on record applied to be allowed to cease from acting and the application was allowed on 7 October 2014.
4. There is nothing on the record to suggest that the Claimant has taken any steps to have the Cause prosecuted from 2012.
5. 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.
6. Specific hearing notices were also sent to the litigants and or their Advocates.
7. When this Cause was called out for hearing, there was no appearance/representation for the parties.
8. The Court therefore orders that this Cause be dismissed for non-attendance and non-prosecution as no steps have been taken for over 5 years.

Delivered, dated and signed in Nairobi this 20th day of April 2016.

Radido Stephen

Judge

Court Assistant Nixon