



**REPUBLIC OF KENYA**  
**IN THE INDUSTRIAL COURT AT MOMBASA**  
**CAUSE NO. 22 OF 2015**

**BETWEEN**

**CYPRIAN NYACHAE MONANI..... CLAIMANT**

**VERSUS**

**METRIC INN COMPANY LIMITED ..... RESPONDENT**

*Rika J.*

*Court Assistant: Benjamin Kombe*

*Mr. Omari Advocate, instructed by D.N. Omari & Company Advocates for the Claimant*

*Mr. Munyala Advocate holding brief for Mr. Mwakireti Advocate, instructed by Mwakireti Ndumia & Company Advocates for the Respondent*

**ISSUE IN DISPUTE: UNFAIR AND UNLAWFUL TERMINATION**

**AWARD**

1. The Claimant filed his Statement of Claim on 26th January 2015. The Respondent did not file its Statement of Response.
2. The dispute came up for mention on 19th May 2015. The Parties' Advocates informed the Court that the Parties have agreed out of Court, and asked the Court to record settlement, in the following terms:-
  - a) Judgment is entered for the Claimant for Kshs 32,100
  - b) Costs of Kshs 25,000
  - c) Payment within 45 days
3. The Court is satisfied the proposed terms of settlement are fair, adequate, regular and made in accordance with the Law.

**IT IS ORDERED:-**

***(a) Award is entered in terms of the Parties' proposal above.***

**Dated and delivered at Mombasa this 19<sup>th</sup> day of May 2015.**

**James Rika**

**Judge**