



**REPUBLIC OF KENYA**  
**IN THE INDUSTRIAL COURT AT MOMBASA**

**CAUSE NO. 118 of 2013**

**BETWEEN**

**KENYA PETROLEUM OIL WORKERS' UNION..... CLAIMANT**

**VERSUS**

**(1) ABDALLAH FATHIA SALIM**

**(2) DIGO ROAD KOBIL SERVICE STATION**

**(3) KENOL KOBIL COMPANY LIMITED..... RESPONDENTS**

*Rika J.*

*Court Assistant: Benjamin Kombe*

*Ms. Michael Owino holding brief for Mr. Olala for the Claimant*

*Ms. Salma for the 1<sup>st</sup> Respondent*

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**ISSUES IN DISPUTE: WRONGFUL AND UNFAIR TERMINATION**

**AWARD**

1. The Claimant filed its Statement of Claim on 20th May 2013. The Respondents filed their Statement of Response on 5th July 2013.
2. On 19<sup>th</sup> August 2015, the Advocates for the respective Parties informed the Court they have reached settlement in the following terms:-
  - (a) The Claimant do withdraw the entire suit for lack of Grievants' co-operation and availability for the proceedings.
  - (b) The suit be marked as withdrawn by the Claimant.
  - (c) Each party to bear own costs.

3. The Court is satisfied the above proposed terms of settlement are fair, adequate, regular and made in accordance with the Law. IT IS ORDERED:-

***(a) Award is entered in terms proposed above.***

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

**James Rika**

**Judge**