



**IN THE COURT OF APPEAL
AT NAIROBI
(CORAM: KWACH, LAKHA & KEIWUA, JJ.A.)
CIVIL APPLICATION NO. NAI. 90 OF 2002**

BETWEEN

CHARLOTTE KAMENE WANDERAAPPLICANT

AND

PETER MUTENDE WANDERARESPONDENT

**(An application to strike out a Notice of Appeal in an
intended appeal from a Judgment of the High Court of
Kenya at Nairobi (Justice Aganyanya) dated 2nd May, 2001**

in

H.C.D.C. NO. 102 OF 1998)

RULING OF THE COURT

The respondent having failed to take any step after the filing of the Notice of Appeal (itself out of the prescribed time) the Notice of Appeal is struck out with costs including the costs of the application.

Made at Nairobi this 12th day of February, 2003.

R.O. KWACH

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JUDGE OF APPEAL

A.A. LAKHA

.....

JUDGE OF APPEAL

M. KEIWUA

.....

JUDGE OF APPEAL

I certify that this is

a true copy of the original.

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