



REPUBLIC OF KENYA

IN THE CO-OPERATIVE TRIBUNAL AT NAIROBI

TRIBUNAL CASE NO. 519 OF 2016

CHAIRPERSON KIKUYU DAIRY FARMERS

CO-OPERATIVE SOCIETY LIMITED.....1ST CLAIMANT/APPLICANT

VICE CHAIR PERSON KIKUYU DAIRY FARMERS

CO-OPERATIVE SOCIETY LIMITED.....2ND CLAIMANT/APPLICANT

KIKUYU DAIRY FARMERS

CO-OPERATIVE SOCIETY LIMITED.....3RD CLAIMANT/APPLICANT

KIKUYU SUB COUNTY CO-OPERATIVE OFFICER.....4TH CLAIMANT/APPLICANT

VERSUS

DAVID KIANGONYO KUNG'U.....RESPONDENT

RULING

The matter for determination is the bill of cost dated 4.2.19 by the Respondent. The same is opposed vide the Reply of the claimant filed on 12.7.2019.

We have carefully considered both and the submissions therein. For item one, we note the prayers sought for in the statement of the claim and that the suit was dismissed.

The Respondent successfully defended the matter, and owing to the nature of the prayers sought, we find that the matter involved complex issues and the claim is not ascertainable. I find that an amount of **Kshs. 50,000/=** is reasonable for item 1.

The Respondent was ordered to pay costs of **Kshs.3100/=** on 20.7.17 and Tribunal Adjournment Fees (TAF) and the same are reduced from the taxed amount.

Total amount taxed in regard to the Bill of Costs is **Kshs. 53,600/=**.

Read and delivered in open court, this 7th of November 2019

In the presence of:

Applicant /Respondent: None-appearance

Respondent/Claimant: David Kung'u

Court Assistant : Leweri and Buluma

B.Kimemia - Chairman-Signed

R.Mwambura - Member-signed

P.Swanya - Member-signed



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