



**REPUBLIC OF KENYA  
IN THE COURT OF APPEAL OF KENYA  
AT NAIROBI**

**Civil Appeal 73 of 1995**

**MBUGUA KAHARO.....APPELLANT**

**AND**

**KIRITU MBUGUA.....RESPONDENT**

**(Appeal from judgment of the High Court of Kenya at Nairobi (Dugdale, J) dated**

**20<sup>th</sup> December, 1993**

**IN**

**H.C.C.C. NO. 275 OF 1992)**

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**JUDGMENT OF THE COURT**

This is a second appeal but we can find no issue of law raised in terms of Section 72(1) of the Civil Procedure Act. In the result the appeal fails and is dismissed with costs to the respondent.

Dated and delivered at Nairobi this 22<sup>nd</sup> day of April, 1997.

R. O. KWACH

.....

JUDGE OF APPEAL

P. K. TUNOI

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JUDGE OF APPEAL

A. B. SHAH

.....

JUDGE OF APPEAL

I certify that this is a true copy of the original.

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