



Case Number:	Tribunal Case 519 of 2016
Date Delivered:	07 Nov 2019
Case Class:	Civil
Court:	Cooperative Tribunal
Case Action:	Ruling
Judge:	B.Kimemia-Chairman-Signed ,R.Mwambura -Member-signed, P.Swanya-Member-signed,
Citation:	Chairperson Kikuyu Dairy Farmers Co-operative Society Limited & 3 others v David Kiangonyo Kung'u [2019] eKLR
Advocates:	-
Case Summary:	-
Court Division:	Tribunal
History Magistrates:	-
County:	Nairobi
Docket Number:	-
History Docket Number:	-
Case Outcome:	-
History County:	-
Representation By Advocates:	-
Advocates For:	-
Advocates Against:	-
Sum Awarded:	-
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REPUBLIC OF KENYA

IN THE CO-OPERATIVE TRIBUNAL AT NAIROBI

TRIBUNAL CASE NO. 519 OF 2016

**CHAIRPERSON KIKUYU DAIRY FARMERS**

**CO-OPERATIVE SOCIETY LIMITED.....1<sup>ST</sup> CLAIMANT/APPLICANT**

**VICE CHAIR PERSON KIKUYU DAIRY FARMERS**

**CO-OPERATIVE SOCIETY LIMITED.....2<sup>ND</sup> CLAIMANT/APPLICANT**

**KIKUYU DAIRY FARMERS**

**CO-OPERATIVE SOCIETY LIMITED.....3<sup>RD</sup> CLAIMANT/APPLICANT**

**KIKUYU SUB COUNTY CO-OPERATIVE OFFICER.....4<sup>TH</sup> 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 7<sup>th</sup> 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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