



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

**AT MOMBASA**

**Civil Appeal 255 of 2003**

**AKABA INVESTMENT LTD.....APPELLANT**

**AND**

**KENYA PORTS AUTHORITY.....RESPONDENT**

**(Appeal from the judgment of the High Court of Kenya at Mombasa (Khaminwa, Comm. of Assize)  
dated 17<sup>th</sup> April, 2003**

**in**

**H.C. Misc. Civil Suit No. 124 of 2001)**

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**RULING**

There being no opposition to the application dated 13<sup>th</sup> March 2006, I grant leave for amendment of the record of appeal and order that the supplementary record as amended shall be filed and served within 7 days. Costs of the application shall be in the appeal.

**Made at Mombasa this 17<sup>th</sup> day of July, 2006**

**P. N. WAKI**

.....

**JUDGE OF APPEAL**

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

**DEPUTY REGISTRAR**