

**THE REPUBLIC OF UGANDA
IN THE HIGH COURT OF UGANDA AT KAMPALA
(COMMERCIAL DIVISION)**

MISC. APPLICATION NO. 37 OF 2023

**NYEKO RAC COMMUNITY FARMERS
CO-OP SOCIETY & ANOR APPLICANTS**

VS

FRONTIER VALUE COMMODITIES & ANOR RESPONDENTS

Before: Hon. Lady Justice Patience T. E. Rubagumya

PROCEEDINGS

11th January 2024

9.40am

Attendance:

Ms. Mary Wokape, Court Clerk/Interpreter
Mr. Richard Omongole, Counsel for the Respondents
Counsel for the Applicants are absent
The parties are absent

Mr. Richard Omongole

My Lord, we saw this application on ECCMIS but we have not been served and the Applicants and their Counsel are absent.

In the circumstances, we pray that the application is dismissed for want of prosecution.

Court

Counsel, how did you then know about this application?

Mr. Richard Omongole

We saw the case on the cause list for this week for the High Court Commercial Division.

Court

Counsel, please proceed with your submission.

Mr. Richard Omongole

My Lord, we further pray that judgment is entered for the liquidated sum of UGX 60,000,000/= interest at 25% p.a and a cost in Civil Suit No. 0962 of 2022.

Court

I have heard your prayer and submission. I have also confirmed from ECCMIS that a hearing notice was indeed issued for hearing of the application on the 11th day of January 2024, and that is how it appeared on the cause list for this week.

I have however, not received any communication as to why the Applicants are not in Court nor their Representative or the Counsel. This application was filed on 20th December 2022 and the Applicants have not taken steps to proceed with this matter since then.

It would appear, therefore, that indeed the Applicants have lost interest in the matter.

I accordingly, dismiss this application with costs to the Respondents.

Judgment is accordingly entered for the Plaintiffs/Respondents in the terms prayed for in Civil Suit No. 0962 of 2022 and costs are awarded to the Plaintiffs.

Patience T. E. Rubagumya

Judge

11/01/2024

10.15am