

**THE REPUBLIC OF UGANDA  
IN THE COURT OF APPEAL OF UGANDA AT KAMPALA**

**CIVIL APPLICATION NO. 76 OF 2022**

**(Arising Out Of Family Division Civil Appeal No. 33 of 2016 and Nakawa Divorce  
Cause No. 11 of 2016)**

**NAMULI DAISY ..... APPLICANT**

**VERSUS**

**EDWARD TIBAHWERWAYO..... RESPONDENT**

**CORAM: Hon. Mr. Justice Kenneth Kakuru, JA**

**RULING OF JUSTICE KENNETH KAKURU, JA  
(Single justice)**

This is an application for an interim stay of execution of the ruling and orders of Her Lordship Justice Ketrah Katunguka, J dated 12<sup>th</sup> September, 2019 in High Court Civil Appeal No. 33 of 2016 and Nakawa Divorce Cause No. 11 of 2016 until the hearing of the main application pending at this Court.

The grounds of this application are contained in the Notice of Motion and the application is supported by an affidavit deponed to by the applicant expounding on the grounds set out in the motion. I have found no reason to reproduce it here.

The respondent filed an affidavit in reply deponed to by the respondent. I also have found no reason to reproduce it here.

Court directed the parties to this application to file written submissions. The applicant was directed to file written submissions by 4<sup>th</sup> April, 2022 and the respondent was directed to file written submissions by 11<sup>th</sup> April, 2022.

The applicant filed the written submissions which are on Court record on 11<sup>th</sup> April, 2022 which is out of time. The respondent also failed to comply with the said directions as he filed his submissions on 12<sup>th</sup> April, 2022.

I would have dismissed this application straight away. But in the interest of justice and pursuant to *Rule 2(2)* of the Rules of this Court, I will allow it with a warning to parties to strictly comply with directives of this Court

I hereby make the following orders;-

1. An interim stay of execution is hereby granted in the terms set out in the Notice of Motion.
2. The order shall lapse on 12<sup>th</sup> June, 2022.
3. The Registrar of this Court is hereby directed to fix the main application for hearing before 12<sup>th</sup> June, 2022.
4. Costs shall abide the result of the main application.

**Dated at Kampala** this .....12<sup>th</sup>..... day of .....April..... 2022.



.....  
**Kenneth Kakuru**  
**JUSTICE OF APPEAL**