

REPUBLIC OF KENYA
TAX APPEALS TRIBUNAL
APPEAL NO. 168 OF 2016

DINARA DEVELOPERS LIMITED.....APPELLANT

AND

THE COMMISSIONER OF DOMESTIC TAXES.....RESPONDENT

RULING

1. This matter was fixed for hearing and the Appellant was duly served with the hearing notice on 22/08/2017.
2. On 13/9/2017 when the matter was called out for hearing, the Appellant was absent and the Respondent was represented.
3. The Tribunal makes reference to a letter dated 12/09/2017 written to it and brought to its attention today requesting for an adjournment.
4. Having perused the said letter and taking into account all the circumstances herein, the Tribunal is of the view that the Appellant ought to have sent a representative to make the necessary application for the intended adjournment and the Tribunal would then consider it on its merits.
5. Having failed to do that there is no appearance for the Appellant
6. Consequently the matter is hereby dismissed pursuant to Section 27 of the TAT Act and Rule 18 of the TAT Rules.
7. The Appellant to pay costs to the Respondent Kes. 20,000.00.
8. The Appellant to pay costs of Kes.20,000.00 to the Tribunal.

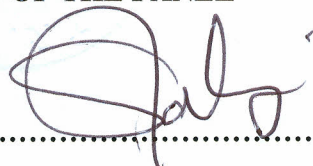
THESE ARE THE ORDERS OF THIS HONOURABLE TRIBUNAL.

DATED and DELIVERED AT NAIROBI this 13th day of September 2017.


JOSEPHINE KEMUNTO MAANGI

CHAIRPERSON OF THE PANEL

GEOFFREY KATSOLLEH



JOSEPH WACHIURI



WILFRED GICHUKI

