

**IN THE HIGH COURT OF MALAWI  
PRINCIPAL REGISTRY  
MSCA CIVIL CAUSE NO. 37 OF 1994**

BETWEEN:

B.J. MANDOLOMA and  
H.P. CHIWAYA ..... APPELLANTS

and

SEDOM ..... RESPONDENTS

CORAM: E.B. TWEA, REGISTRAR  
Chisambiro, Counsel for the Appellants  
Counsel for the Respondent, absent

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**RULING**

I have examined the record and submissions of counsel on the taxation of the plaintiffs' bill. I did agree with counsel for the defendant that non-compliance with the Rules of the Supreme Court would entitle the taxing master to tax off some of the bill.

There was mostly agreement on most items and I have examined the bill item by item after examination. Where I find that the plaintiff had no right to succeed, I taxed off the whole item. After due examination of Part A, I allowed generally 50% for care and conduct on all items. After examination of the record I noted that on some days court sat half day or not at all. At the end of it all I granted the plaintiff K17,640 on Part A.

On part B, I granted 50%, which comes to K8,820.

On Item C, I granted K12,385. In all I granted the plaintiff K38,845 as taxed cost. I have taxed off K20,812 in all.

Pronounced in Chambers this 18th day of April 1995, at Blantyre.



E B Tewa  
**REGISTRAR**