

3. (a) Explain in detail the origins and meaning of "common law" and "equity" and show the extent to which these are sources of law in Kenya. (9 marks)
- (b) What do you understand by the following concepts?
- (i) Stare decisis
 - (ii) Ratio decidendi
 - (iii) Obiter dicta
- (6 marks)
4. Discuss in detail the establishment, composition and jurisdiction of the High Court of Kenya. (15 marks)
5. Identify the proper forum for filing each of the following cases, giving reasons for your answer:
- (a) M, a Muslim wishes to sue N, a non-Muslim, over a dispute relating to a contract for the sale of a motor vehicle valued at Kshs.1.5 million;
 - (b) A, a member of Kenya Mpya Sacco Society wishes to sue the Sacco over some unpaid savings;
 - (c) X, a tenant at a shop in Nairobi wishes to sue Y, the landlord, over some alleged illegal rent increment;
 - (d) Mary wishes to sue Peter for maintenance of their child Tom;
 - (e) Wanareli Workers Union wishes to sue on behalf of its members for alleged violation of a Collective Bargaining Agreement.
- (15 marks)
6. Write short notes on the following:
- ~~(a)~~ The Chief Justice;
 - (b) The Attorney-General;
 - ~~(c)~~ Removal of a judge from office;
 - (d) Distinction between lawyer and advocate;
 - (e) Role of Para-legals.
- (15 marks)
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