

**THE REPUBLIC OF UGANDA**  
**IN THE HIGH COURT OF UGANDA AT KAMPALA**  
**MISCELLANEOUS CAUSE NO .....231.....OF 2016**

**1. CENTER FOR HEALTH, HUMAN RIGHTS AND DEVELOPMENT (CEHURD)**  
**2. ROSE OBIGAH ..... PLAINTIFFS**

**VERSUS**

**INTERNATIONAL MEDICAL GROUP ..... DEFENDANT**

HIGH COURT OF UGANDA  
P. O. BOX 2085, KAMPALA

10 1 SEP 2016

**AFFIDAVIT IN SUPPORT OF NOTICE OF MOTION**

I, Rose Obigah of C/O Dalumba Advocates, Plot 833, Old Kiira Road, Ntinda-Kiwatule, P.O. BOX 16617, Wandegaya, Kampala do hereby make oath and state as follows:

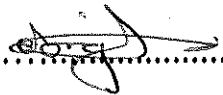
1. That I am a female adult Ugandan of sound, a resident of Kawuku, Entebbe town and the second applicant in this matter in which capacity I swear this affidavit.
2. That I am a sister and caretaker to Patrick Obiga who was involved in a road accident on the 4<sup>th</sup> day of August 2016 at around 2am.
3. That on the same date, he was taken to International Hospital Kampala at around 9am where he was admitted and taken to the Intensive Care Unit for treatment.
4. That Patrick Obiga was treated at International Hospital Kampala and the payments for his medical bills have been made periodically up to date.
5. That on the 22<sup>nd</sup> day of August 2016, my mother who was taking care of my brother was told by Dr Kiryabwire Joel that Patrick Obiga had been successfully treated and was ready for discharge from the hospital.
6. That on the same date, the Billing Manager of International Hospital Kampala, Faith Kandere had a meeting with my brother, Dick Obigah, in which she informed him that Patrick Obiga would not be released unless we produced a land title with 2 post-dated cheques covering the outstanding balance.

7. That I was informed by the administrator at International Hospital Kampala that Patrick Obiga could not be released from the hospital until we had settled the balance of the bills pending from his treatment in its entirety.
8. That up to now the administration of International Hospital Kampala has refused to release Patrick Obiga from the hospital.
9. That I have been informed by my lawyers that International Hospital Kampala have no right or authority to imprison or detain my brother even if he has not yet paid the outstanding balance from his medical bills.
10. That I and Patrick Obiga are committed to paying the outstanding balance from the medical bills but need time to mobilise the finances since it was a sudden occurrence for which we were not prepared financially.
11. That to enable the mobilization of finances for the payment of the outstanding bills, I requested administration of Billing Manager of International Hospital Kampala, Faith Kandere to write a letter disclosing the sum outstanding from the medical bills and the refusal of the Hospital to discharge Patrick Obiga (*See letter attached and marked "Annexure A"*).
12. That we have paid a substantial part of the medical bills to a tune of over Ug Shs 20,134,000 (Twenty million, and hundred and thirty four thousand) and are committed to paying the outstanding balance of Ug Shs 19, 514, 425 (Uganda Shillings Nineteen million five hundred and fourteen thousand four hundred and twenty five shillings) on terms we are willing to discuss with the respondents (*See payment receipts attached and marked "Annexure B"*).
13. That I swear to this affidavit in support of an application for an order to ensure the release of Patrick Obiga from International Hospital Kampala.
14. That what I have stated herein is true to the best of my knowledge and belief save for what is stated in Paragraphs 5, 6 and 7 which is based on the information disclosed to me which I verily believe to be true.

Sworn at Kampala this <sup>31<sup>st</sup></sup>.....day of <sup>August</sup>..... 2016

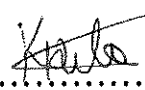
By the said

ROSE OBIGAH

.....

DEPONENT

BEFORE ME

..... *Kizito Ssekitooleko*  
Advocate, Commissioner For Oaths  
& Notary Public  
P.O. Box 21161, Kampala

COMMISSIONER FOR OATHS

**Drawn & Filed By**

Dalumba Advocates

Plot 833 Old Kiira Road Ntinda- Kiwatule

P.O.Box 1667 Wandegaya - Kampala