

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT KISII

MISC. CIVIL APPL. NO. 33 OF 2018

THE REPUBLICEX-PARTE APPLICANT

VERSUS

O.C.P.D KISII POLICE STATION1ST DEFENDANT

DIVISION TRAFFIC OFFICER,

KISII POLICE STATION.....2ND DEFENDANT

RULING

Having considered the issues raised in regard to the motor vehicle registration number KCC 938E and the evidence that it was involved in investigation concerning several offences, I decline to grant leave as sought in the Chamber Summons dated 18th June 2018. However, to resolve the matter and in accordance with the Fair Administrative Action Act, I direct that unless the owners of the motor vehicle KCC 938E are charged with an offence or offences in relation to the motor vehicle before a competent court, on or before 2nd July 2018, the vehicle shall be released to the bonafide owners.

D.S Majanja

Judge

25/6/2018

[Ruling read and delivered in open Court]

D.S Majanja

Judge

25/6/2018