



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA**

**AT NAIROBI**

**MISCELLANEOUS APPLICATION NO. 48 OF 2010**

**PATRICK MWANGI WANYOKO.....PLAINTIFF/  
APPLICANT**

**VERSUS**

**THE SECRETARY, PUBLIC SERVICE COMMISSION &  
ANOTHER.....DEFENDANTS/RESPONDENTS**

**RULING**

On 16<sup>th</sup> March, 2011 this court granted leave to the ex parte applicant to file a further affidavit and submissions before delivery of a final ruling. When the matter was mentioned on 6<sup>th</sup> June, 2011 Miss Munene who held brief for Mr. Ojienda for the applicant told the court that the applicant's counsel had filed a further affidavit and submissions. The court then set the 30<sup>th</sup> June, 2011 as the date for the final ruling.

However, upon perusal of the court file the said documents were missing. I direct the applicant's counsel to comply with this court's orders made on 16<sup>th</sup> March, 2011 within the next 7 days from today, failing which the court will have no alternative but to deliver its ruling on the basis of the documents so far on record.

**DATED, SIGNED AND DELIVERED AT NAIROBI THIS 30<sup>TH</sup> DAY OF JUNE, 2011.**

**D. MUSINGA**

**JUDGE**