

**REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA
AT NAIROBI (NAIROBI LAW COURTS)**

Misc. Criminal Application 3 of 2008

NELSON PATRICK KARUGUMI.....APPLICANT

VERSUS

REPUBLIC.....RESPONDENT

RULING

Misc. Criminal Application No. 3 of 2008 is brought under Rule 11, 12, 20 and 21 and 32 Rule 12 above invoked demands that application under rule 11 shall be made by way of a petition as prescribed in Form D in schedule but not under Chamber Summons. Rule 20 empowers a Judge to make interim orders. Rule 32 demands that all application be given priority over all cases and shall be heard and determined expeditiously.

It is my finding therefore that this application is incompetent and the same is dismissed.

Dated this 21st January, 2008.

J. N. KHAMINWA

JUDGE