

IN THE HIGH COURT OF KENYA
AT MOMBASA
PROBATE AND ADMINISTRATION CAUSE NO.114 OF 1996
IN THE MATTER OF THE ESTATE OF:
AHMED MOHAMED NASIB – DECEASED

R U L I N G

I agree with Mr. Abubakar that this is a serious matter that affects the proper administration of justice and affects the liberty of an individual. While the individual may have private recourse in damages, this court must ensure that such actions by court clerks or any other person do not interfere with the proper Administration of Justice.

Accordingly I require the clerk, one **JULIUS NGUMBAO** to file an Affidavit within the next seven days to explain himself and show cause why he should not be punished by this court.

The matter will be placed before me and the clerk together with both counsel will appear on 9.7.01 for hearing and further orders.

Meanwhile the person brought before me under arrest is now discharged.

Dated this 19th day of June, 2001.

P.N. WAKI

J U D G E