



REPUBLIC OF KENYA



**KENYA LAW**  
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**Kisilu & another v Rusinga School Nairobi (Civil Appeal  
E001 of 2025) [2025] KEHC 10814 (KLR) (22 July 2025) (Ruling)**

Neutral citation: [2025] KEHC 10814 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KIBERA  
CIVIL APPEAL E001 OF 2025**

**DR KAVEDZA, J  
JULY 22, 2025**

**BETWEEN**

**BONIFACE MUTUA KISILU ..... 1<sup>ST</sup> APPELLANT**

**JENNIFER WAIRIMA KARUNDO ..... 2<sup>ND</sup> APPELLANT**

**AND**

**RUSINGA SCHOOL NAIROBI ..... RESPONDENT**

**RULING**

1. The applicants filed the present application dated 19<sup>th</sup> May 2025 seeking stay of execution of the orders of the trial court pending the hearing and determination of the appeal on record.
2. Directions were issued and the matter set down for hearing on 22<sup>nd</sup> July 2025. On 21<sup>st</sup> July 2025 the appellants filed a notice of withdrawal of appeal dated 17<sup>th</sup> July 2025. When the parties appeared in court, Ms. Kimani holding brief for Ms. Mwangi for the appellants prayed that the appeal be withdrawn without any orders on costs.
3. The application for withdrawal of the appeal was not opposed by Mr. Otieno learned counsel for the respondent.
4. For the foregoing reasons, this appeal is marked as withdrawn with no orders on costs.

Orders accordingly.

**RULING DATED AND DELIVERED VIRTUALLY THIS 22<sup>ND</sup> DAY OF JULY 2025**

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**D. KAVEDZA**

**JUDGE**



In the presence of:

Ms. Kimani h/b for Ms. Mwangi for the Appellants

Mr. Otieno for the Respondent

Ms. Karimi Court Assistant.

