



Mount Kenya Jurists Association & 4 others v Government of Kenya & 7 others; Azimio La Umoja Kenya One Coalition & 6 others (Interested Parties) (Petition E408 of 2023) [2024] KEHC 2995 (KLR) (Constitutional and Human Rights) (14 March 2024) (Ruling)

Neutral citation: [2024] KEHC 2995 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT NAIROBI (MILIMANI LAW COURTS)
CONSTITUTIONAL AND HUMAN RIGHTS
PETITION E408 OF 2023
EC MWITA, J
MARCH 14, 2024**

BETWEEN

**MOUNT KENYA JURISTS ASSOCIATION 1ST PETITIONER
ISHMAEL MURIITHI NGURING'A 2ND PETITIONER
NDEGWA NJIRU 3RD PETITIONER
JACKLINE WANJIRU MWANGI 4TH PETITIONER
FANYA MAMBO KINUTHIA 5TH PETITIONER**

AND

**THE GOVERNMENT OF KENYA 1ST RESPONDENT
THE HON ATTORNEY GENERAL 2ND RESPONDENT
THE NATIONAL SECURITY COUNCIL 3RD RESPONDENT
THE INSPECTOR GENERAL OF POLICE 4TH RESPONDENT
NATIONAL POLICE SERVICE 5TH RESPONDENT
NATIONAL ASSEMBLY OF KENYA 6TH RESPONDENT
SENATE OF THE REPUBLIC OF KENYA 7TH RESPONDENT
THE CABINET SECRETARY, MINISTRY OF INTERIOR AND NATIONAL
ADMINISTRATION 8TH RESPONDENT**

AND

AZIMIO LA UMOJA KENYA ONE COALITION INTERESTED PARTY



KENYA NATIONAL COMMISSION ON HUMAN RIGHTS INTERESTED PARTY

KATIBA INSTITUTE INTERESTED PARTY

HON. MONICA MUTHONI MARUBU INTERESTED PARTY

NATIONAL POLICE OVERSIGHT AUTHORITY INTERESTED PARTY

LAW SOCIETY OF KENYA INTERESTED PARTY

HAKI AFRICA INTERESTED PARTY

RULING

1. I have heard the Petitioner on the request for leave to amend and the response by the respondents. Leave to amend is discretionary and this court should not deny a party an opportunity to amend pleadings. For that reason, the application for leave is granted and the court directs as follows:

1. The petitioners do amend, file and serve the amended petition within 14 days from the date hereof.
2. The respondents will have 14 days after service of the amended petition, to file responses to the amended petition, if need be.
3. Parties will then have 30 days within which to file and exchange written submission on the amended petition.

Directions on 7/5/2024.

E.C. MWITA

JUDGE

14.3.2024

