



**Odhiambo & 2 others v The Chairman Board of Management Ahero Girls Secondary School
(Miscellaneous Civil Application E001 of 2021) [2024] KEHC 8171 (KLR) (9 July 2024) (Ruling)**

Neutral citation: [2024] KEHC 8171 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT KISUMU
MISCELLANEOUS CIVIL APPLICATION E001 OF 2021**

MS SHARIFF, J

JULY 9, 2024

BETWEEN

BENARD OMONDI ODHIAMBO 1ST APPLICANT

DICKENS OMONDI OGUTU 2ND APPLICANT

**VINCENT OWINO LUMUMBA T/A BEDVIN INVESTMENTS 3RD
APPLICANT**

AND

**THE CHAIRMAN BOARD OF MANAGEMENT AHERO GIRLS SECONDARY
SCHOOL RESPONDENT**

RULING

1. I have perused the Applicant's notice of motion dated 4/7/2024 and the supporting affidavit of Nannungi Mariat sworn on even date and I do note that the notice of withdrawal was never endorsed by this court and the same was not a consent of the parties.
2. Due to the above reasons I make the following orders:-
 1. This application is not certified as urgent.
 2. The same be served within 2 days from the date hereof.
 3. The Respondent to file a response within 7 days from the date of service.
 4. Applicant to file and serve a further affidavit, if need be and submissions within 20 days from the date hereof.
 5. Respondent to file its submissions within 29 days from the date hereof.
 6. Mention on 8/8/2024 to confirm compliance.



DELIVERED, DATED AND SIGNED AT KISUMU THIS 9TH DAY OF JULY 2024.

M. S. SHARIFF

JUDGE

