



**Muthoni & another v Commissioner General of Prisons & 2 others
 (Constitutional Petition E020 of 2021) [2023] KEHC 22334 (KLR)
 (Constitutional and Human Rights) (21 September 2023) (Directions)**

Neutral citation: [2023] KEHC 22334 (KLR)

**REPUBLIC OF KENYA
 IN THE HIGH COURT AT NAIROBI (MILIMANI LAW COURTS)
 CONSTITUTIONAL AND HUMAN RIGHTS
 CONSTITUTIONAL PETITION E020 OF 2021**

**AC MRIMA, J
 SEPTEMBER 21, 2023**

BETWEEN

**ANN WAMBUI MUTHONI 1ST PETITIONER
 SIMON GITHU MBUGUA 2ND PETITIONER**

AND

**COMMISSIONER GENERAL OF PRISONS 1ST RESPONDENT
 DIRECTOR OF PUBLIC PROSECUTIONS 2ND RESPONDENT
 THE ATTORNEY GENERAL 3RD RESPONDENT**

DIRECTIONS

1. In the course of dealing with this file, it emerged that the 2nd respondent’s grounds of opposition purportedly filed and served upon the 1st Petitioner is neither in the Court file nor the e-filing platform (CTS).
2. It is also apparent that whereas Mr. Weche, Counsel for the 1st and 3rd respondents, stated in Court on April 4, 2022 that he had filed and served written submissions, no such documents are in the court file or the CTS platform.
3. The only documents in the physical are the petitioners’ petition and their written submissions.
4. For avoidance of doubt, not a single document was filed in the CTS platform.
5. In the circumstances, therefore, the following orders hereby issue: -



- a. The respondents are hereby directed to place their respective responses and submissions on the court file and also on the CTS within the next 14 days.
- b. The file shall then be placed before the Presiding Judge for further directions.

Orders accordingly.

DELIVERED, DATED AND SIGNED AT KITALE THIS 21ST DAY OF SEPTEMBER 2023.

A. C. MRIMA

JUDGE

Directions Delivered Virtually in presence of:

N/A for Parties

