



**Simba Souls Limited v Mutor & another (Civil Appeal 169 of 2024)  
[2024] KEHC 16104 (KLR) (17 December 2024) (Ruling)**

Neutral citation: [2024] KEHC 16104 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT BUNGOMA  
CIVIL APPEAL 169 OF 2024  
REA OUGO, J  
DECEMBER 17, 2024**

**BETWEEN**

**SIMBA SOULS LIMITED ..... APPELLANT**

**AND**

**BENARD SIMIYU MUTOR ..... 1<sup>ST</sup> RESPONDENT**

**ZEKI WANJALA WANYAMA ..... 2<sup>ND</sup> RESPONDENT**

**RULING**

1. I have read the affidavits filed and the prayers sought by the applicant and find that it is not an order that I can grant at this interim stage.
2. The order seeks a release of the applicant's property as outlined in the notification of sale. The only order that I can grant at this interim stage is that the goods attached will not be sold pending the hearing and determination of the application.
3. Application to be heard on 19.2.2025 before High Court No. 2.

**DATED, SIGNED, AND DELIVERED AT BUNGOMA ON THIS 17<sup>TH</sup> DAY OF DECEMBER 2024**

**R. E. OUGO,**

**JUDGE.**

In the presence of:-

Mr. Oduor for the Applicant -Present

Zeki - Present

Wilkister – Court Assistant

