



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA AT NAIROBI**

**JUDICIAL REVIEW APPLICATION NO. E1117 OF 2020**

**IN THE MATTER OF AN APPLICATION FOR LEAVE FOR JUDICIAL REVIEW ORDERS OF MANDAMUS**

**BETWEEN**

**REPUBLIC.....APPLICANT**

**VERSUS**

**THE COMMISSIONER FOR**

**CO-OPERATIVE DEVELOPMENT.....RESPONDENT**

**EX PARTE APPLICANT:.....HABAKKUK H.O WAMUDUDA**

**RULING**

1. On 14<sup>th</sup> October 2020, this Court delivered a ruling directing the *ex parte* Applicant to serve the Respondent with its application by way of a Chamber Summons dated 14<sup>th</sup> October 2020 seeking leave to commence judicial review proceedings, and submissions thereon. Despite being granted another opportunity to comply on 14<sup>th</sup> December 2020, there is still no record of any submissions filed by the *ex parte* Applicant, nor of service of its pleadings on the Respondent.
2. In the circumstances, I hereby dismiss the Chamber Summons dated 14<sup>th</sup> October 2020 and this suit for want of prosecution, with no order as to costs.
3. The Deputy Registrar of the Judicial Review Division shall send a copy of this ruling to the *ex parte* Applicant by electronic mail by close of business on Friday, 5<sup>th</sup> February 2021.
4. Orders accordingly.

**DATED AND SIGNED AT NAIROBI THIS 4<sup>TH</sup> DAY OF FEBRUARY 2021**

**P. NYAMWEYA**

**JUDGE**