



**REPUBLIC OF KENYA**  
**IN THE HIGH COURT OF KENYA AT NAIROBI**  
**JUDICIAL REVIEW APPLICATION NO. 406 OF 2018**

**BETWEEN**

**REPUBLIC.....APPLICANT**

**VERSUS**

**CABINET SECRETARY FOR MINISTRY OF INTERIOR**

**AND COORDINATION OF NATIONAL GOVERNMENT...1<sup>ST</sup> RESPONDENT**

**DIRECTOR, DEPARTMENT OF IMMIGRATION**

**SERVICES.....2<sup>ND</sup> RESPONDENT**

**THE ATTORNEY GENERAL.....3<sup>RD</sup> RESPONDENT**

**EXPARTE APPLICANT:**

**SAMIRA TARIQ QURESHI**

**RULING**

1. On 12<sup>th</sup> October 2020, the *ex parte* Applicant was upon application, directed to file and serve a substantive application for contempt of court against the Director, Department of Immigration Services, the Second Respondent herein, for wilful disobedience of the Orders granted in Miscellaneous Civil Application Number 406 of 2018. The *ex parte* Applicant subsequently filed the said application by way of a Notice of Motion dated 21<sup>st</sup> October 2020, which was coming up for mention today for further directions.

2. After perusal of the Court record, I note that the *ex parte* Applicant has since filed a letter dated 25<sup>th</sup> January 2021 addresses to the Deputy Registrar of the Judicial Review Division, indicating that the Notice of Motion application dated 21<sup>st</sup> October 2021 has been withdrawn by the *ex parte* Applicant, and that the file be marked as closed.

3. In the premises, I accordingly make the following orders:

**I. The *ex parte* Applicant's Notice of Motion application dated 21<sup>st</sup> October 2020 is hereby marked as withdrawn with no order as to costs, and this file is accordingly closed.**

**II. The Deputy Registrar of the Judicial Review Division shall send a copy of this ruling to the *ex parte* Applicant and Respondents by electronic mail by close of business on Thursday, 4<sup>th</sup> January 2021.**

**III. Parties shall be at liberty to apply.**

4. Orders accordingly.

**DATED AND SIGNED AT NAIROBI THIS 1<sup>ST</sup> DAY OF FEBRUARY 2021**

**P. NYAMWEYA**

**JUDGE**