



**REPUBLIC OF KENYA**

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

**CIVIL APPEAL NO. E002 OF 2021**

**DANIEL DISHON ANYANZWA OLUCHULA.....APPELLANT**

**VERSUS**

**JACKSON OYIENGO AMERE.....RESPONDENT**

**RULING**

1. I have considered the application dated 31/3/2021 for leave to be heard during the recess. I grant leave to the applicant to be heard during the recess.
2. On the Main motion for stay dated 31/3/2021, I have perused the grounds thereof, supporting affidavit and annexures. I am satisfied that the application is urgent and deserves expeditious consideration exparte in the first instance. I certify the application to be urgent.
3. On the prayers for interim stay sought, I have perused the application and the supporting affidavit and annexures, I direct the applicant to serve the Respondents for interpartes consideration on 7/4/2021.
4. In the meantime, I grant Prayer No. 4 of the Summons prohibiting Jackson Oyiengo Amere who is named as the Respondent in the appeal, from selling and transferring Land Parcel No. North Gem/Got Regea/276 pending interpartes hearing of the summons.
5. Consequently, I direct that there shall be no registration or further transfers or subdivision of Land Parcel No. North Gem/Got Regea pending hearing of these summons interpartes.
6. Orders accordingly.

**DATED, SIGNED AND DELIVERED AT SIAYA, THIS 1ST DAY OF APRIL 2021**

**R.E. ABURILI**

**JUDGE**