REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT SIAYA

KISUMU CIVIL CASE 13 OF 2020

ELD. JOHN JOHNSON OCHIENG & 19 OTHERS.....PLAINTIFF/APPLICANT

VERSUS

REV. WELLINGTONE KUTHE OWAGA & 5 OTHERS.....DEFENDANT/RESPONDENT

RULING

1. I have considered the 2 applications dated 2/9/2020 under Certificate of Urgency. I am satisfied that on the material placed before the court, the matter deserves to be considered expeditiously. I grant leave to be heard during the Recess. On the substantive application for stay, I am satisfied that the same discloses urgency. I certify it as urgent.

2. I direct the applicants to serve the Respondents forthwith for interpartes considered on 8/9/2020 before the Duty/Presiding Judge at Kisumu High Court. As the event which is sought to be interrupted takes place on 13/9/2020, I leave it to the discretion of the Duty Judge to consider the prayer for interim orders interpartes. The matter is accordingly referred back to Kisumu High Court for conclusion.

3. Orders accordingly.

Dated, signed and Delivered at Siaya this 3rd Day of September 2020

R.E. ABURILI

JUDGE