



REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT NAIROBI

ELECTION PETITION NO. 24 OF 2017

**IN THE MATTER OF THE CHALLENGE OF THE VALIDITY OF THE NOMINATION OF SENATE MEMBERS BY ORANGE
DEMOCRATIC MOVEMENT**

AND

IN THE MATTER OF ARTICLE 1(1), (2), 2(2), 3(1), 4(2), 10, 21(1), 23, 38 (1) (B), (3) (C), 47(2)

90(1) (2) (3) AND 98 (1) (B) OF THE CONSTITUTION OF KENYA

AND

IN THE MATTER OF SECTIONS 13, 34 – 37 & 80 OF THE ELECTIONS ACT, 2011

AND

**IN THE MATTER OF REGULATIONS 54, 55 AND 56 OF THE ELECTIONS, 2012, REGULATIONS 20 AND 21 OF THE
ELECTIONS (PARTY PRIMARY AND PARTY LIST REGULATIONS**

AND

IN THE MATTER OF POLITICAL PARTIES ACT NO. 11 OF 2011

AND

IN THE MATTER OF A PETITION BY

JANE NYABOKE MATOKE.....PETITIONER

VERSUS

ORANGE DEMOCRATIC MOVEMENT.....1ST RESPONDENT

THE INDEPENDENT ELECTORAL AND

BOUNDARIES COMMISSION (I.E.B.C).....2ND RESPONDENT

AGNES ZANI, ANITA KETORA.....3RD RESPONDENT

ANITA KETORA.....4TH RESPONDENT

BETH SYENGO.....5TH RESPONDENT

EMILY ODUOR ONGWEN.....6TH RESPONDENT

JUDITH PARENO.....7TH RESPONDENT

IN COURT ON 23RD OCTOBER, 2017

BEFORE THE HON. LADY JUSTICE S. N. MUTUKU

ORDER

THIS MATTER coming up for Mention on 23rd October, 2017 before the Hon. Lady Justice S. N. Mutuku **IN THE ABSENCE OF** Counsel for the Petitioner and Counsel for the 1st to 7th Respondents **AND WHEREAS** the matter was coming up with a view of withdrawing;

IT IS HEREBY ORDERED:

1. **THAT** there is no payment of security for costs and the petition has not been served.
2. **THAT** given this circumstances I hereby dismiss the Petition dated 8th September 2017 and filed on the same date.

GIVEN under my Hand and the Seal of this Honourable Court this 23rd day of **October, 2017.**

ISSUED at Nairobi this 12th day of **October 2018.**

DEPUTY REGISTRAR

HIGH COURT OF KENYA, NAIROBI