



REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT NANYUKI
CRIMINAL PETITION NO. 4 OF 2015

ANNE KENDI MUTHEE.....PETITIONER

Versus

INSPECTOR GENERAL OF POLICE.....1ST RESPONDENT

THE HON THE ATTORNEY GENERAL.....2ND RESPONDENT

And

CRIMINAL PETITION NO. 5 OF 2015

JACOB GITHINJI MACHARIA.....PETITIONER

Versus

INSPECTOR GENERAL OF POLICE.....1ST RESPONDENT

THE HON THE ATTORNEY GENERAL.....2ND RESPONDENT

R U L I N G

1. Although today I was supposed to deliver the judgment of the above two matters on my perusal, however, of the files I found that the petitioners mistakenly served the hearing notice on the Attorney General (AG) and in so doing indicated that the cases was for hearing on 22nd May 2017 before Nyeri High Court. The actual fact is that the cases were to be heard, and indeed were heard, at the Nanyuki High Court. The mistake of the petitioners, aforesaid, may have contributed to the AG not attending court on 22nd May 2017.

2. Accordingly I order as follows:-

(a) The two petitions shall be heard on 27th July 2017.

(b) The petitioners shall, in respect to both matters serve the office of the Attorney general with hearing notice indicating the correct case number and the correct court to hear the matters.

(c) The petitioner shall serve such hearing notice within 7 days from today's date.

(d) If the petitioner shall fail to serve the hearing notices as ordered above both petitions shall

stand as struck out.

DATED and DELIVERED at NANYUKI this 14TH DAY of JUNE 2017.

MARY KASANGO

JUDGE

CORAM:

Before Justice Mary Kasango

Court Assistant: Njue / Mariastella

Petitioners: Anne Kendi Muthee

Jacob Githinji Macharia

For the State:

Language:

COURT

Ruling delivered in open court.

MARY KASANGO

JUDGE