



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA**

**AT NAKURU**

**JUDICIAL REVIEW NO.1 OF 2014**

**IN THE MATTER OF AN APPLICATION FOR JUDICIAL REVIEW**

**AND**

**IN THE MATTER OF THE UNIVERSITIES ACT (ACT NO.42 OF 2012) LAWS OF KENYA**

**AND**

**IN THE MATTER OF THE DECISION OF THE SENATE, EGERTON UNIVERSITY DATED  
11TH OCTOBER, 2013 EXPELLING PATEL MAULIK PRASUN**

**AND**

**IN THE MATTER OF THE VIOLATION OF THE APPLICANT'S CONSTITUTIONAL RIGHT  
TO EDUCATION, UNIVERSITIES ACT AND THE EGERTON UNIVERSITY STATUTES**

**BETWEEN**

**REPUBLIC.....APPLICANT**

**VERSUS**

**EGERTON UNIVERSITY.....RESPONDENT**

**PATEL MAULIK PRASUN.....SUBJECT**

**RULING**

This is my “ex-tempore” order.

I hereby allow the application and hereby set aside the orders granted on 8/7/2015 for the following reasons:

No receipt for fees for years III has been availed by the Respondent. Secondly, there has been delay and indolence in prosecution of the substantive motion with no reasonable explanation.

The subject is well advised to set down the Judicial Review for hearing and determination.

Costs shall be in the cause.

It is so ordered.

**Dated, Signed and Delivered at Nakuru this 17th day of July, 2015.**

**A. MSHILA**

**JUDGE**