

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT MERU

HCC NO. 281 OF 2013 (OS)

ASHFORD KAUGI MBIUKI.....1ST PLAINTIFF
BRIDGET GEORGE MBIUKI.....2ND PLAINTIFF
GILBERT KINYUA MBIUKI.....3RD PLAINTIFF
WILFRED KAARIA MBIUKI.....4TH PLAINTIFF
FRANKLIN MUGAMBI MBIUKI.....5TH PLAINTIFF

Verse

M'RITHAA M'ETHURI & ANOTHER

RULING

This application is dated 15th day of April 2014 and seeks orders that:

- 1. The plaintiff be allowed to effect service of the Originating Summons herein by advertisement in the Kenya Gazette.**
- 2. Costs be in the cause.**

The application was supported by the affidavit of Gatari Ringera advocate, and on the following grounds:

- 1. The plaintiff have been unable to effect service on the defendants.**
- 2. The whereabouts of the defendants remain unknown to the plaintiff.**

This Court takes judicial notice of the fact that very few Kenyan have access to the Kenya gazette. For this reason, I disallow the application with the effect that it is dismissed.

It is so ordered.

Delivered in Open Court at Meru this 16 day of July, 2014 in the presence of:

P. M. NJOROGE

JUDGE