



**County Assembly Service Board Nyamira County & 3 others v Bundi & 11 others
(Appeal E006 of 2024) [2024] KEELRC 2659 (KLR) (15 October 2024) (Ruling)**

Neutral citation: [2024] KEELRC 2659 (KLR)

**REPUBLIC OF KENYA
IN THE EMPLOYMENT AND LABOUR RELATIONS COURT AT KISUMU
APPEAL E006 OF 2024
NZIOKI WA MAKAU, J
OCTOBER 15, 2024**

BETWEEN

**COUNTY ASSEMBLY SERVICE BOARD NYAMIRA COUNTY 1ST APPELLANT
SPEAKER, COUNTY ASSEMBLY OF NYAMIRA 2ND APPELLANT
THE CLERK, COUNTY ASSEMBLY OF NYAMIRA 3RD APPELLANT
COUNTY ASSEMBLY OF NYAMIRA 4TH APPELLANT**

AND

**GRACE MASESE BUNDI 1ST RESPONDENT
VINCENT NYAMBANE NYAKIENI 2ND RESPONDENT
WINNIE MAKORI 3RD RESPONDENT
GLADYS MOTANYA 4TH RESPONDENT
JOB RODGERS NYARIBO 5TH RESPONDENT
EDSON MOGENI MAYAKA 6TH RESPONDENT
GATWERE ALLOYS 7TH RESPONDENT
JOASH ORUKO NYACHIRO 8TH RESPONDENT
LAMECK OSORO KOMETA 9TH RESPONDENT
JONES ONDUKO 10TH RESPONDENT
DAVID MATWA NYABARI 11TH RESPONDENT
MONGARE ONDIEKI OBWOCHA ELVIS 12TH RESPONDENT**



RULING

1. I have perused the affidavit, the annexed decision of Baari J. issued in Appeal No. E021 of 2023. I have equally caused to be availed, Appeal No. E021 of 2023. I confirmed the cause subject of this appeal is same as that in Appeal E021 of 2023. The decision of Baari J. was to strike out the proceedings entirely and as such this Appeal must accord with that in Employment and Labour Relations Court Civil Appeal E021 of 2023. The Appeal herein succeeds to the extent that the proceedings that precipitated the appeal were struck out therefore resulting in no footing for an appeal from the Chief Magistrate's Court. The parties will bear their own costs.
2. It is so ordered.

DATED AND DELIVERED AT KISUMU THIS 15TH DAY OF OCTOBER 2024

NZIOKI WA MAKAU

JUDGE

