



**REPUBLIC OF KENYA**  
**IN THE COURT OF APPEAL**  
**AT NAIROBI**  
**(CORAM: GICHERU, TUNOI & LAKHA, J.J.A.)**  
**CIVIL APPEAL NO. 284 OF 1998**  
**HON. RAILA AMOLO ODINGA**  
**CHARLES MARANGA .....APPELLANTS**  
**AND**  
**PEREZ MALANDE OLINDO**  
**REV. JOSECK TSUMA**  
**ELECTRICAL COMMISSION OF KENYA ..... RESPONDENTS**

**(An Appeal from the Ruling and Order of the High Court of Kenya at Nairobi in an Election Petition Number 10 of 1998 (Moiyo Ole Keiuwa, J) delivered on the 16th day of October, 1998**

**Between**

**PEREZ MALANDE OLINDO .....PETITIONER**  
**And**  
**REV. JOSECK TSUMA .....1ST RESPONDENT**  
**ELECTORAL COMMISSION OF KENYA .....2ND RESPONDENT**  
**RAILA AMOLO ODINGA .....3RD RESPONDENT**  
**CHARLES MARANGA BAGWASI ..... 4TH RESPONDENT)**

**ORDER OF THE COURT**

There being no opposition to the application by counsel for the appellants to withdraw the appeal, the said appeal is now hereby marked as withdrawn with no order as to costs.

**Made at Nairobi this 8th day of March, 1999.**

**J. E. GICHERU**  
.....  
**JUDGE OF APPEAL**

**P. K. TUNOI**  
.....  
**JUDGE OF APPEAL**

**A. A. LAKHA**  
.....  
**JUDGE OF APPEAL**

**I certify that this is a true copy of the original.**  
**DEPUTY REGISTRAR**