



**Abdi & 5 others v Director of Criminal Investigation & another;
Mohamed & 12 others (Interested Parties) (Petition E057 of 2025)
[2025] KEHC 13829 (KLR) (30 September 2025) (Ruling)**

Neutral citation: [2025] KEHC 13829 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT KIAMBU
PETITION E057 OF 2025
DO CHEPKWONY, J
SEPTEMBER 30, 2025**

BETWEEN

**IBRAHIM HASSAN ABDI 1ST PETITIONER
ABDULLAHI JALDESA BANTICHA 2ND PETITIONER
ABDIRASHID ALI DIBA 3RD PETITIONER
YUSUF MAINA 4TH PETITIONER
ABDINOOR DIMA JILO 5TH PETITIONER
DADE BORU 6TH PETITIONER**

AND

**DIRECTOR OF CRIMINAL INVESTIGATION 1ST RESPONDENT
DIRECTOR OF PUBLIC PROSECUTIONS 2ND RESPONDENT**

AND

**ABDIRAHMAN MOHAMED INTERESTED PARTY
HON. SALEHSIO KIAMBI, MCA WABERA WARD INTERESTED PARTY
HON. PETER LOSU, MCA NGAREMARA WARD INTERESTED PARTY
HON. NICHOLAS LOROT, MCA BURAT WARD INTERESTED PARTY
HON AMINA OMAR ENOW, NOMINATED INTERESTED PARTY
HON ABDIRASHID DIBA, GARBATULLA WARD INTERESTED PARTY
HON FATUMA ABDULLAHI ABDI NOMINATED INTERESTED PARTY
HON FRANCISCO LETIMALO NOMINATED INTERESTED PARTY
HON DAVID LEMANTILE, OLDONYIRO WARD INTERESTED PARTY**



HON REHEMA ABDIKADIR NOMINATED INTERESTED PARTY
HON DAVID WAITHAKA, BULAPESA WARD INTERESTED PARTY
HON FOZIA JIBRIL NOMINATED INTERESTED PARTY
HON. ABDINOOR DIMA JILO INTERESTED PARTY

RULING

1. The Applicants moved this court through the Notice of Motion application filed under Certificate of Urgency dated 26th August, 2025 in which they are seeking conservatory orders restraining the Respondents from harassing, charging or interfering with the Applicants pending the hearing of the application and Petition.
2. On 27th August, 2025 the court granted interim orders and directed the Applicants to serve the application for the Respondents to file responses upon which were to file and exchange written submissions in arguing the application. The application was then fixed for interpartes hearing on 24th September, 2025.
3. The court noted that the 1st Intended Interested Party, Abdilatif Mohammed Jarso filed an application dated 17th September, 2025 seeking his joinder in the proceedings . A second application by twelve (12) other Intended Interested Parties dated 24th September, 2025 was filed also seeking to be enjoined in the proceedings. The two Applications for joinder have been opposed through the Replying Affidavit of Ibrahim Hassan Abdi on his behalf and on behalf of the other Petitioners both sworn on 24th September, 2025.
4. Having listened to the arguments and sentiments of Counsel for the parties herein, this Court finds it prudent to issue the following directions to provide a way forward in the matter:-
 - a. The two joinder applications dated 17th September, 2025 and 24th September, 2-025 to be heard in priority and parties to canvass the same by way of written submissions.
 - b. Given that the Petitioners have already filed their response to the two joinder applications, the Applicants/Intended Interested Parties are granted leave to file any Further Affidavit if need be, alongside written submissions within seven (7) days from the date hereof.
 - c. The Petitions are equally granted corresponding leave to file and serve written sub missions within seven (7) days of being served with the Applicant's/Intended Interested Parties submission.
 - d. The matter to be mentioned on 16th October, 2025 for parties to confirm compliance and take a ruling date.
 - e. The interim orders in place are hereby extended until then.

It is so ordered.

RULING DELIVERED VIRTUALLY, DATED AND SIGNED AT KIAMBU THIS 30TH DAY OF SEPTEMBER ,2025.

D. O. CHEPKWONY

JUDGE



In the presence of:

Mr. Echessa holding brief for the Petitioner

Mr. Gacharia counsel for 2nd Respondents

M/S. Jarso counsel for 1st and 2nd Proposed Interested Party

M/S ruth Kinya holding brief for Mr. Eric Theuri counsel for 1st to 12th Proposed Interested party

Court Assistant – Martin Sakina

