



REPUBLIC OF KENYA

IN THE PRINCIPAL MAGISTRATE'S COURT AT KABARNET

ELECTION PETITION NO. 1 OF 2017

ESTHER CHELIMO.....1ST PETITIONER
VERONICA KIMOI KIMITEI2ND PETITIONER
MARYLINE JERONO KOIMA3RD PETITIONER

VERSUS

THE INDEPENDENT ELECTORAL AND

BOUNDARIES COMMISSION.....1ST RESPONDENT
JUBILEE PARTY.....2ND RESPONDENT
CHARLES BOWEN.....3RD RESPONDENT
PURITY TALLAM.....4TH RESPONDENT
CHERUTICH FRANCISCA JEPKUTO.....5TH RESPONDENT
SAPHINA CHELAGAT.....6TH RESPONDENT
KIPTALA JERUTO.....7TH RESPONDENT
KAKEREL EUNICE CHEPRANYEI.....8TH RESPONDENT
CHERUS MAUREEN JEPKOSGEI9TH RESPONDENT
CAROLINE CHEBICHII KESSEI.....10TH RESPONDENT
FRANCISCA JEPSENGON CHEBURET.....11TH RESPONDENT
DIANA SIRITI.....12TH RESPONDENT
KENYA AFRICAN NATIONAL UNION.....13TH RESPONDENT

RULING

I have had a chance to peruse the filed amended petition that is on record.

I have no reason to refuse the withdrawal of the amended petition as it was filed without leave and out of time.

The respondents who were brought in as number 14-18 were not served as there is no evidence to that effect and the advocate for the 4-12 petitioner cannot purport to be on record for the 14-18 respondents without notice to that effect.

I thus allow the petitioner advocates application for withdrawal of the amended petition with no orders to cost.

The matter to proceed as agreed for directions.

S.O. TEMU [PM]

07.10.2017