



REPUBLIC OF KENYA



Gwer & 17 others v Mediheal Group of Hospitals Ltd & another (Civil Case E002 of 2024) [2025] KEHC 15978 (KLR) (5 November 2025) (Ruling)

Neutral citation: [2025] KEHC 15978 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT NAKURU
CIVIL CASE E002 OF 2024
JM NANG'EA, J
NOVEMBER 5, 2025**

BETWEEN

DR BENARD GWER 1ST APPLICANT
DR. ALKIZIM MUNIRA KHALID 2ND APPLICANT
DR. WILSON BETT 3RD APPLICANT
DR. MACAI JOHN 4TH APPLICANT
DR. CHEBII STEPHEN 5TH APPLICANT
DR. GITU ROBERT 6TH APPLICANT
DR. MIBEI EMMY 7TH APPLICANT
DR. NGOTA WASHINGTON 8TH APPLICANT
DR. MORAA GLADYS 9TH APPLICANT
DR. MUGUKU ENOS 10TH APPLICANT
DR. NG'ETICH ISAAC 11TH APPLICANT
DR. NJAU JOSEPH 12TH APPLICANT
DR. ONDIEKI NAPHTAL 13TH APPLICANT
DR. NJAGA RUTH 14TH APPLICANT
DR. OKWATTA PATRICK 15TH APPLICANT
DR. OKWIRI JOSEPH 16TH APPLICANT
DR. KERENGO SYLVIA 17TH APPLICANT
DR. YEGO ELPHAS 18TH APPLICANT

AND



MEDIHEAL GROUP OF HOSPITALS LTD 1ST RESPONDENT

MEDIHEAL HOSPITAL (NAKURU) 2ND RESPONDENT

RULING

1. By Notice of Motion dated 27th January 2025 the Plaintiffs/Applicants pray for orders as hereunder;-
 1. Spent.
 2. Spent.
 3. That this Honourable Court be pleased to make an order of stay of execution pending the hearing and subsequent determination of the intended appeal to the court of appeal.
 4. That the costs of this application be provided for.
2. The Application is supported by affidavit evidence of the Plaintiffs' Advocate (Lucy Wekesa Cheloti). In a nutshell, Counsel avers that her clients' intended appeal would be rendered nugatory if stay of execution is not ordered.
3. The Defendants/Respondents filed no reply despite evidence of service of the Application upon them.
4. The Application is deemed as unopposed and is granted in terms of prayer 3. The costs thereof shall abide the intended Appeal.

DATED, SIGNED AND DELIVERED AT NAKURU THIS 5TH DAY OF NOVEMBER, 2025.

J. M. NANG'EA

JUDGE.

In the presence of;

Mr. Alusa Advocate for the Applicants

Respondents, Absent

Court Assistant (Mr. Ng'eno)

