



**Makinda & another v Juma (Appeal E043 of 2025)
[2025] KEELRC 3291 (KLR) (24 November 2025) (Ruling)**

Neutral citation: [2025] KEELRC 3291 (KLR)

**REPUBLIC OF KENYA
IN THE EMPLOYMENT AND LABOUR RELATIONS COURT AT NAKURU
APPEAL E043 OF 2025
J RIKA, J
NOVEMBER 24, 2025**

BETWEEN

ABSALOM MAKINDA 1ST APPELLANT

JOEL ONDUMA 2ND APPELLANT

AND

SILAS MULEKANO JUMA RESPONDENT

RULING

1. The Court issued orders on 6th October 2025, in an application for stay of execution, filed by the Appellants herein.
2. That application dated 30th September 2025, has not been prosecuted.
3. Instead, the Appellants have filed a second application, dated 21st November 2025, for stay of execution of the same judgment / decree.
4. The Appellants should prosecute the application dated 30th September 2025.
5. If there are new matters that need to be communicated to the Court, it can be done through further affidavits filed by the Parties, not through a fresh application.

It is ordered: -

- a. The application filed by the Appellants, dated 21st November 2025 is in abuse of the court process and is hereby struck out.
- b. The Appellants shall prosecute their application dated 30th September 2025.

**DATED, SIGNED AND RELEASED TO THE PARTIES ELECTRONICALLY AT NAKURU, THIS
24TH DAY OF NOVEMBER 2025.**



JAMES RIKA
JUDGE

