

REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT NAIROBI
MILIMANI LAW COURTS
JUDICIAL REVIEW DIVISION
JUDICIAL REVIEW APPLICATION NO. E002 OF 2026
IN THE MATTER OF AN APPLICATION BY GOLDFIELD
INSURANCE BROKERS
LIMITED FOR LEAVE TO APPLY FOR JUDICIAL REVIEW ORDERS
OF
CERTIORARI, MANDAMUS AND PROHIBITION
AND
IN THE MATTER OF THE CONSTITUTION OF KENYA, 2010
(ARTICLES 10, 22,
23, 47, 48, 50, 165, 201 AND 227), THE FAIR ADMINISTRATIVE
ACTION ACT,
2015 (SECTIONS 4, 7, 8 AND 9), THE PUBLIC PROCUREMENT AND
ASSET
DISPOSAL ACT, 2015 AND THE REGULATIONS THEREOF
AND
IN THE MATTER OF THE DECISION OF THE PUBLIC
PROCUREMENT
ADMINISTRATIVE REVIEW BOARD IN APPLICATION NO. 111 OF
2025
DELIVERED ON 22ND DECEMBER 2025
-BETWEEN-
GOLDFIELD INSURANCE BROKERS LIMITED-----APPLICANT
-VERSUS
THE PUBLIC PROCUREMENT ADMINISTRATIVE
REVIEW BOARD-----.....1ST RESPONDENT
THE ACCOUNTING OFFICER,
COUNTY GOVERNMENT OF NYERI-----.2ND RESPONDENT
COUNTY GOVERNMENT OF NYERI-----...3RD RESPONDENT
-AND
UTMOST INSURANCE BROKERS LIMITED----.INTERESTED PARTY
RULING

1. The chamber summons dated 5/1/2026 seeking leave of Court to consider the Chamber summons dated 2/1/2026 during the recess is hereby certified as urgent and the applicant's application to be heard during the recess is allowed.

2. On the chamber summons dated 2/1/2026 seeking leave of court to apply for substantive judicial review orders challenging the 1st Respondent's Administrative Decision dated 22 December 2025 regarding Tender No. CGN/CS/INS/01/2025-2026, i have perused the application, the grounds, statutory statement and verifying affidavit. I have also perused the annextures in support thereof.
3. I am satisfied that the applicant has an arguable case for consideration on its merits at the substantive stage, and an arguable case is not necessarily one that must succeed but that it is one that is not, on the face of it, hopeless or frivolous.
4. In the premises, I hereby grant leave to the applicant to file a substantive motion as sought in the chamber summons dated 2/1/2026.
5. The main motion to be filed and served via email upon all the other parties to these proceedings, by Noon on 7/1/2026 and the applicant is directed to file a notice of motion only, without affidavits, statutory statement or annextures. This is because the court shall adopt the documents filed in support of the chamber summons for leave as supporting the main motion.
6. Upon being served with the substantive motion, the respondents and interested party shall file and serve their responses by noon on 9/1/2026.
7. Thereafter, the applicant shall have until noon on 11/1/2026 to file and serve a further affidavit, if need be, together with written submissions.

8. The respondents and interested party shall have until 13/1/2026 to file and serve their supplementary affidavits, if need be, together with written submissions.
9. As this matter is similar to another matter JR/E001/2026 which was filed earlier and which is due for mention on 13/1/2026, wherein stay of implementation of the decision of the 1st respondent was granted, pending hearing and determination of the judicial review proceedings, it would be superfluous to grant another stay order that has the same effect as the one already granted.
10. Each party to bear their own costs of the chamber summons.
11. This matter shall therefore be mentioned on 13/1/2026 to fix a judgment date.
12. I so order.

Dated, Signed and Delivered at Nairobi this 6th Day of January, 2026

**R.E. ABURILI
JUDGE**