



REPUBLIC OF KENYA



CP Power East Africa Limited v Mutune & 5 others (Miscellaneous Case E266 of 2025) [2026] KEELRC 67 (KLR) (23 January 2026) (Ruling)

Neutral citation: [2026] KEELRC 67 (KLR)

**REPUBLIC OF KENYA
IN THE EMPLOYMENT AND LABOUR RELATIONS COURT AT NAIROBI
MISCELLANEOUS CASE E266 OF 2025
NJ ABUODHA, J
JANUARY 23, 2026**

BETWEEN

CP POWER EAST AFRICA LIMITED APPLICANT

AND

JONATHAN KYALO MUTUNE 1ST RESPONDENT

JACOB HAYOS HAYO 2ND RESPONDENT

JOAB CHIBATA INDUYI 3RD RESPONDENT

NIKANOR OKUMU ONYANGO 4TH RESPONDENT

PAUL MURITI ONSOMU 5TH RESPONDENT

RICHARD MUCHACHE OBWOGE 6TH RESPONDENT

RULING

1. The court has reviewed and considered the application dated 29th July, 2025 brought under certificate of urgency. The court has further considered the affidavit in support of the application and considered it harmless in granting the same as no prejudice would be occasioned to the respondent if the same is granted.
2. Leave is hereby granted to the appellant to appeal out of time. The intended appeal be filed and served within 30 days of this order.
3. The sum of Kshs. 4,000,000/- deposited as a condition for stay of execution in regard to MCELRC No. 625 of 2021 to become security in respect of the intended appeal.
4. Costs to abide the outcome of the appeal.
5. It is so ordered.



DATED AT NAIROBI THIS 23RD DAY OF JANUARY 2026
DELIVERED VIRTUALLY THIS 23RD DAY OF JANUARY, 2026
ABUODHA NELSON JORUM
PRESIDING JUDGE-APPEALS DIVISION

