

been consistently paying their union membership dues for the last 13 weeks. This to be done immediately.

3. All *bona fide* members of KUPPET Union Narok Branch be allowed to participate in the elections scheduled for 8th March 2026 which court orders will proceed accordingly. Failure to comply the Respondents will be held in contempt of court and will be dealt with under the Law if so proved and the elected officials will not be gazetted or sworn in if no compliance until the contempt is purged. In any event, swearing will not take place before **13th March 2026**.
4. Full Ruling to be delivered on 13th March 2026 and parties can file their submissions as follows: -

Petitioners within 3 days hereof and Respondents within 3 days service.

Dated, Signed and Delivered virtually at Nakuru this 6th Day of March 2026.

**ANNA NGIBUINI MWAURE
JUDGE**

ORDER

In view of the declaration of measures restricting Court operations due to the COVID-19 pandemic and in light of the directions issued by His Lordship, the Chief Justice on 15th March 2020 and subsequent directions of 21st April 2020 that judgments and rulings shall be delivered through video conferencing or via email. They have waived compliance with **Order 21 Rule 1 of the Civil Procedure Rules**, which requires that all judgments and rulings be pronounced in open Court. In permitting this course, this Court has been guided by Article 159(2)(d) of the Constitution which requires the Court to eschew undue technicalities in delivering justice, the right of access to justice guaranteed to every person under Article 48 of the Constitution and the provisions of **Section 1B of the Civil Procedure Act (Chapter 21 of the Laws of Kenya)** which impose on this Court the duty of the Court, inter alia, to use suitable technology to enhance the overriding objective which is to facilitate just, expeditious, proportionate and affordable resolution of civil disputes.

A signed copy will be availed to each party upon payment of Court fees.

ANNA NGIBUINI MWAURE

JUDGE

ORIGINAL