

REPUBLIC OF KENYA
IN THE EMPLOYMENT AND LABOUR RELATIONS COURT
AT NAIROBI

MISC. APPLICATION NO. E284 OF 2025

(Before Hon. Lady Justice Agnes Kitiku Nzei)

KIZITO LUKANO KYAYUMBIAPPLICANT

VERSUS

**GURDEV ENGINEERING AND
CONSTRUCTION WORKS LIMITEDRESPONDENT**

ORDER

1. Having noted from the Respondent's Replying Affidavit sworn on **13th November, 2025** that there is a pending appeal regarding the Director's award (**dated 6th May, 2025**) which this Court has been called upon to enforce, **being Nairobi ELRC Appeal No. E199 of 2025**, it is hereby ordered as follows:-

- 1. This Court's Orders dated 16th December, 2025 and 13th February, 2026 respectively scheduling the Applicant's Notice of Motion dated 8th August, 2025 for Ruling are hereby re-called and are vacated.**

2. Both parties shall file and serve further affidavits regarding the current status of the said appeal within fourteen (14) days of today.
3. Mention on 28th April, 2026 for further directions and/or fixing of a Ruling date.

**DATED, SIGNED AND DELIVERED AT NAIROBI THIS
13TH DAY OF MARCH 2026**

AGNES KITIKU NZEI

JUDGE

ORDER

This Order has been delivered/read via Microsoft Teams Online Platform. A signed copy will be availed to each party upon payment of the applicable Court fees.

AGNES KITIKU NZEI

JUDGE

Appearance:

Mr. Ojenda for the Applicant

Mr. Ochieng for the Respondent