

1. REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA

AT VOI

JUDICIAL REVIEW NO. E002 OF 2025

**IN THE MATTER OF: AN APPLICATION BY KISHUSHE RANCHING
COOPERATIVE SOCIETY LIMITED FOR LEAVE
TO APPLY FOR JUDICIAL REVIEW ORDERS
OF CERTIORARI & PROHIBITION**

AND

**IN THE MATTER OF: SECTIONS 8 & 9 OF THE LAW REFORM
ACT CAP 26**

AND

**IN THE MATTER OF: ORDER 53 OF THE CIVIL PROCEDURE
RULES 2020**

AND

**IN THE MATTER OF: SECTION 28 OF THE COOPERATIVE
SOCIETIES ACT**

AND

**IN THE MATTER OF: SECTION 48 OF THE TAITA TAVETA COUNTY
COOPERATIVE SOCIETIES ACT**

BETWEEN

REPUBLIC.....

APPLICANT

=VERSUS=

**COUNTY EXECUTIVE COMMITTEE MEMBER FOR AGRICULTURAL
LIVESTOCK IRRIGATION COOPERATIVES & BLUE ECONOMY OF
THE COUNTY GOVERNMENT OF TAITA TAVETA.....**

..... 1ST RESPONDENT

COMMISSIONER FOR COOPERATIVE

DEVELOPMENT - TAITA TAVETA COUNTY.....2ND

RESPONDENT

MATILDA WALEGWA.....3RD

RESPONDENT

CHRISTOPHER NYANGE.....4TH

RESPONDENT

ALFRED MWALIMU5TH

RESPONDENT

DORCAS MWALILI.....6TH

RESPONDENT

NEWTON MWAKILENGE7TH

RESPONDENT

KISHUHSHE RANCHING COOPERATIVE

SOCIETY LIMITED.....EX-PARTE

APPLICANT

RULING

1. This court has considered the fact that the 3rd to 7th Respondents are now the officials of Kishushe Ranching Cooperative Society Ltd (the Exparte Applicant in this case).
2. They have decided to withdraw this suit.
3. The 1st Respondent has no objection to the withdrawal but is asking for costs.
4. In the spirit of bringing matter to a closure and helping parties settle their disputes amicably in accordance with Article 159 of the Constitution, this court directs that each party to bear its own costs of this suit.
5. The file is accordingly marked as closed.

Dated, signed and delivered this 16th day of March 2026 in open court at Voi High Court.

ASENATH ONGERI

JUDGE

In the presence of:-

JR NO. E002 OF 2025

Court Assistant: Mabishi/Millicent

Mr. Mbutia for the 3rd to 7th Respondents

Miss Indesia holding brief Mr. Lugu for the 1st Respondent

ORIGINAL