



Republic v County Executive Committee Member, Finance and Economic Planning & 3 others; Maliki & another (Ex parte Applicants) (Suing as the Administrators of the Estate of the Late Livingstone Kirigha Mwadime) (Judicial Review Application E003 of 2026) [2026] KEHC 4701 (KLR) (14 April 2026) (Ruling)

Neutral citation: [2026] KEHC 4701 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT VOI
JUDICIAL REVIEW APPLICATION E003 OF 2026**

AN ONGERI, J

APRIL 14, 2026

**IN THE MATTER OF: AN APPLICATION FOR
JUDICIAL REVIEW ORDERS OF MANDAMUS**

AND

**IN THE MATTER OF: ARTICLES 10, 27, 47, 48, 50,
165 AND 226(2) OF THE CONSTITUTION OF KENYA**

AND

**IN THE MATTER OF: SECTIONS 103, 104 AND 105
OF THE COUNTY GOVERNMENTS ACT, NO. 17 OF**

2012

AND

**IN THE MATTER OF: ORDER 53 RULES 1, 2
AND 3 OF THE CIVIL PROCEDURE RULES, 2010**

AND

IN THE MATTER OF: THE CONSENT ORDER OF KSHS. 1,654,186.60/-

BETWEEN

REPUBLIC APPLICANT

AND

**COUNTY EXECUTIVE COMMITTEE MEMBER, FINANCE AND ECONOMIC
PLANNING 1ST RESPONDENT**

**COUNTY CHIEF OFFICER FINANCE AND ECONOMIC
PLANNING 2ND RESPONDENT**



COUNTY SECRETARY 3RD RESPONDENT

COUNTY GOVERNMENT OF TAITA TAVETA 4TH RESPONDENT

AND

AISHA MLISHO MALIKI EX PARTE APPLICANT

BRIGHTON MWANYAMA KIRIGHA EX PARTE APPLICANT

SUING AS THE ADMINISTRATORS OF THE ESTATE OF THE LATE
LIVINGSTONE KIRIGHA MWADIME

RULING

1. The application dated 18th February 2026 was served upon the Respondents and an affidavit of service dated 2nd April 2026 filed.
2. The application is not opposed and the same is allowed as prayed with costs to the Applicant.
3. Summons to issue to the Respondents to appear in court on 11th May 2026 to show cause why they should not be committed to civil jail for failure to pay the decretal sum.

DATED, SIGNED AND DELIVERED THIS 14TH DAY OF APRIL 2026 IN OPEN COURT AT VOI HIGH COURT.

ASENATH ONGERI

JUDGE

In the presence of:-

Court Assistant: Millicent/Eghwa

Mr. Kiwinfa for the Ex-Parte Applicant

