



Independent Electoral and Boundaries Commission (IEBC) v Ndi (Civil Application E291 of 2021) [2021] KECA 33 (KLR) (23 September 2021) (Ruling)

Neutral citation: [2021] KECA 33 (KLR)

**REPUBLIC OF KENYA
IN THE COURT OF APPEAL AT NAIROBI
CIVIL APPLICATION E291 OF 2021
DK MUSINGA, JA
SEPTEMBER 23, 2021**

BETWEEN

**INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION
(IEBC) APPELLANT**

AND

DAVID NDII RESPONDENT

(Being an appeal from the judgment and Decree of the High Court of Kenya at Nairobi (Prof. M. Ngugi, G. V. Odunga, Ngaah Jairus, E.C. Mwita & Mumbua T. Matheka, JJ.) delivered on 13th May, 2021 in Constitutional Petition No. E282 of 2020 As Consolidated with Constitutional Petition Nos. 397 of 2020, E400 of 2020, E401 of 2020, E402 of 2020, E416 of 2020, E426 of 2020 & E2 of 2021)

RULING

- 1 On 20th August 2021, this Court delivered its judgment in the above consolidated appeals. On 27th August 2021, the 76th respondent in accordance with rule 34 of this Court’s Rules forwarded to all the other parties a draft order extracted from the judgment for their approval. None of the parties responded to the request by the 76th respondent. Consequently, the said respondent moved this Court under rules 33 and 34 to settle the terms of the Draft Order.
- 2 Having perused the order and ascertained that it is drawn in accordance with the judgment of the Court, I hereby approve the order as drawn.

Dated and delivered at Nairobi this 23rd day of September, 2021.

D. K. MUSINGA, (P)

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JUDGE OF APPEAL



I certify that this is a
true copy of the original.

Signed

DEPUTY REGISTRAR

