



**Kamanja & 2 others v Board of Management, Highway Secondary School  
(Cause 192 of 2018) [2022] KEELRC 1585 (KLR) (26 May 2022) (Ruling)**

Neutral citation: [2022] KEELRC 1585 (KLR)

**REPUBLIC OF KENYA  
IN THE EMPLOYMENT AND LABOUR RELATIONS COURT AT NAIROBI  
CAUSE 192 OF 2018  
MN NDUMA, J  
MAY 26, 2022**

**BETWEEN**

**DANIEL NDAIGA KAMANJA ..... 1<sup>ST</sup> CLAIMANT  
JACKSON KUTSWA SHIRAKU ..... 2<sup>ND</sup> CLAIMANT  
GEORFFREY KIRAGU KARIUKI ..... 3<sup>RD</sup> CLAIMANT**

**AND**

**BOARD OF MANAGEMENT, HIGHWAY SECONDARY  
SCHOOL ..... RESPONDENT**

**RULING**

1. The Court mandated the parties to file computation of the decretal sum pursuant to the judgment of Hon. Byram Ongaya delivered on 9<sup>th</sup> April, 2020.
2. The claimants have filed their computation dated 21<sup>st</sup> June, 2021 whereas the respondents have failed to file their computation despite opportunity given to them by the Court to do so on several occasions.
3. The Court adopts the computation dated 21<sup>st</sup> June, 2021 as part of the judgment delivered by Hon. Ongaya J. dated 9<sup>th</sup> April, 2020.
4. Accordingly, Judgment is entered in favour of the claimants against the respondents for a total sum of Kshs 9,253,665 as set out in the said computation. The computation dated 21<sup>st</sup> June, 2021 is deemed an annex to the said judgment dated 9<sup>th</sup> April, 2020.
5. It is so ordered.

**DATED AND DELIVERED AT NAIROBI THIS 26<sup>TH</sup> DAY OF MAY, 2022.**

**MATHEWS N. NDUMA**



## JUDGE

### ORDER

In view of the declaration of measures restricting court of operations due to the COVID-19 pandemic and in light of the directions issued by his Lordship, the Chief Justice on 15<sup>th</sup> March 2020, this ruling has been delivered to the parties online with their consent. 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 18 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.

**MATHEWS N. NDUMA**

## JUDGE

### Appearances:-

Mr. Were for Claimant

M/s Chesyna for Respondent

Ekale – court Assistant

