



REPUBLIC OF KENYA

IN THE EMPLOYMENT AND LABOUR RELATIONS COURT AT KISUMU

CAUSE NO. 38 OF 2018

(Before Hon. Justice Mathews N. Nduma)

JOEL OKUMU OKUTA.....1ST CLAIMANT
ELISHA OMOLLO DISI.....2ND CLAIMANT
GEORGE OTIENO ACHOLA.....3RD CLAIMANT
ROSE ATIENO HEYWOOD.....4TH CLAIMANT
CAROLINE ATIENO OSEKI.....5TH CLAIMANT
MASESE AKOTH RUTH.....6TH CLAIMANT
MELDA ADHIAMBO SEKO.....7TH CLAIMANT
PHOEBE ATIENO OPIYO.....8TH CLAIMANT
PAMELA ATIENO NGOME.....9TH CLAIMANT
MARIA ATIENO BUNGU.....10TH CLAIMANT
ROSE ACHIENG MUO.....11TH CLAIMANT
WALTER ONYANGO ORIRO.....12TH CLAIMANT
BERNARD OKOTH OLANG.....13TH CLAIMANT
EDWIN ODERO ODIRA.....14TH CLAIMANT
TOBIAS ONYANGO OGALO.....15TH CLAIMANT
ESTHER ACHIENG OKECH.....16TH CLAIMANT
SAMUEL OCHIENG OPIYO.....17TH CLAIMANT
MAURICE ODEGO ROBERT.....18TH CLAIMANT
PETER OLUOCH OYIER.....19TH CLAIMANT
CALVINCE OCHIENG TITO.....20TH CLAIMANT
THADEUS OKOMBO OKETCH.....21ST CLAIMANT

CAROLINE AOKO INDE.....22ND CLAIMANT
CAROLINE ACHIENG ONGALO.....23RD CLAIMANT
NICHOLAS ODOYO ONYANGO.....24TH CLAIMANT
SIMON AYORO MBAJA.....25TH CLAIMANT
PENINA AOKO ODERA.....26TH CLAIMANT
EVERLINE AKINYI PETER.....27TH CLAIMANT

VERSUS

MIGORI COUNTY GOVERNMENT.....1ST RESPONDENT
MIGORI COUNTY
PUBLIC SERVICE BOARD.....2ND RESPONDENT

R U L I N G

1. Application dated 12th February, 2018 was filed on 13th February, 2018 and heard exparte on the even date.
2. The court made the following order on the day –

“The Application is dispensed with. The court to hear and determine the claim. The claim be served and it be responded to within 21 days. Mention for directions on 20th March, 2018.”

3. There is not in existence the application dated 12th February 2018, the same having been summarily dispensed with by the court to allow expeditious determination of the main suit.
4. The parties have not complied with the court order made on 13th February, 2018. Parties misled court on 28th March, 2018 and directions erroneously given on the day are revoked.
5. The matter is referred back to the parties and directions on the main suit to be given on the date of the ruling. Costs in the cause.

Dated and Signed in Kisumu this 20th day of September, 2018

Mathews N. Nduma

Judge

Appearances

Mr. T. T. Ng’ang’a for Claimants

M/s. Kahiti for Respondent

Chrispo – Court Clerk