



**REPUBLIC OF KENYA**

**IN THE EMPLOYMENT AND LABOUR RELATIONS COURT AT NAIROBI**

**CAUSE NO. 876 OF 2012**

**TOM EKISA OLOLI .....CLAIMANT**

**VERSUS**

**HON. ATTORNEY GENERAL.....1<sup>ST</sup> RESPONDENT**

**COMMISSIONER OF POLICE.....2<sup>ND</sup> RESPONDENT**

**MINISTRY OF INTERNAL SECURITY**

**AND PROVINCIAL ADMINISTRATION.....3<sup>RD</sup> RESPONDENT**

**RULING**

1. The last time the Cause was before Court was on 19<sup>th</sup> October 2012 when Rika J stood it over generally, in the absence of the parties.
2. Since then, there is nothing on record to show that the Claimant has taken steps to progress the Cause for hearing. There is even no evidence that the Memorandum of Claim was served upon the Respondents.
3. On 8<sup>th</sup> March 2017, the Deputy Registrar issued hearing notices to the parties. The Claimant's advocate on record acknowledged service.
4. When the Cause was called out for hearing on 3<sup>rd</sup> April 2017, none of the parties were present or represented.
5. With no evidence that Summons were served and further considering the failure to appear for the hearing, the Court orders that the Cause be dismissed with no order as to costs.

**Delivered, dated and signed in Nairobi on this 5<sup>th</sup> day of April 2017.**

**Radido Stephen**

**Judge**

**Representations**

For Claimant        Wamalwa, Abdi & Co. Advocates

For Respondents    no papers filed

Court Assistant    Nixon