



**Ogada (AIC Kisumu City Region) & 3 others v Mulwa (Presiding Bishop AIC Kenya) & 3 others  
(Constitutional Petition E010 of 2023) [2024] KEHC 3713 (KLR) (22 March 2024) (Ruling)**

Neutral citation: [2024] KEHC 3713 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KISUMU  
CONSTITUTIONAL PETITION E010 OF 2023**

**RE ABURILI, J  
MARCH 22, 2024**

**BETWEEN**

**ELD. AMOS NYAIGA OGADA [AIC KISUMU CITY REGION] . 1<sup>ST</sup> APPLICANT  
ELD. MARTIN ORWA OBUYA [AIC KISUMU CITY REGION] 2<sup>ND</sup> APPLICANT  
ELD. JOSHUA DUME AYIECHO [AIC MUHORONI REGION] 3<sup>RD</sup> APPLICANT  
ELD. DAVID OUKO ANYANGO [AIC KISUMU REGION] ..... 4<sup>TH</sup> APPLICANT**

**AND**

**REV. ABRAHAM MULWA [PRESIDING BISHOP AIC  
KENYA] ..... 1<sup>ST</sup> RESPONDENT  
REV. PAUL KIRUI [DEPUTY PRESIDING BISHOP AIC  
KENYA] ..... 2<sup>ND</sup> RESPONDENT  
REV. JOHN KITALA [ADMINISTRATIVE SECRETARY, AIC  
KENYA] ..... 3<sup>RD</sup> RESPONDENT  
THE REGISTERED TRUSTEE, AIC CHURCH KENYA ..... 4<sup>TH</sup> RESPONDENT**

**RULING**

1. I have considered the oral application by the Petitioner’s counsel for status quo to be maintained until the petition is heard and determined as the Respondents are said to be likely to take precipitative action to exclude the Petitioners from the activities of the AIC Kenya.
2. I have also perused the application dated November 6, 2023 upon which the orders of November 7, 2023 were made exparte in the first instance and the prayers sought in the petition dated November 6, 2023 which is pending hearing and determination on merit.



3. I observe that the Petitioners also sought for other orders in the petition which include declarations and directives. From the said prayers, I find nothing to be granted to preserve the status quo as the court upon hearing the Petition will make appropriate orders based on the evidence that will be adduced.
4. I therefore decline to make orders on *status quo* which status quo situation is not clear to the court.
5. I so order.

**DATED, SIGNED AND DELIVERED AT KISUMU THIS 21<sup>ST</sup> DAY OF MARCH, 2024**

**R. E. ABURILI**

**JUDGE**

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