

REPUBLIC OF KENYA
IN THE HIGH COURT AT NAIROBI
ANTI-CORRUPTION AND ECONOMIC CRIMES DIVISION
ACEC SUIT NO E046 OF 2022 (OS)

ETHICS AND ANTI-CORRUPTION COMMISSION.....PLAINTIFF/APPLICANT
VERUS
DAVID KINYAE ISIKA1ST DEFENDANT/1ST RESPONDENT
DAVINKA SUPPLIERS & GENERAL
MERCHANTS LIMITED.....2ND DEFENDANT/2ND RESPONDENT
WANGA-TECH GENERAL
ENTERPRISES LIMITED.....3RD DEFENDANT/3RD RESPONDENT
BRUCE ISIKA KINYAE T/A BRYCEN
SMART INNOVATIONS.....4TH DEFENDANT/4TH RESPONDENT

ORDER

IN CHAMBERS ON THE 20TH DAY OF DECEMBER 2022
BEFORE THE HONOURABLE LADY JUSTICE E. N. MAINA

THIS MATTER coming up for directions on the Notice of Motion application dated 19th December 2022 presented to this Honourable Court on 20th December 2022 by Counsel for the Plaintiff/Applicant under Sections 1A, 1B & 3A of the Civil Procedure Act, Order 40(1), Order 51(1) of the Civil Procedure Rules **AND UPON READING** the Supporting Affidavit of **MARGARET WAMBETI** in support of the application sworn on 19th December 2022 together with the annextures thereto **AND WHEREAS** this matter coming up *ex-parte* in chambers before the Honorable Judge;

IT IS HEREBY ORDERED;

1. **THAT** the application dated 19th December 2022 be and is hereby certified urgent.
2. **THAT** pending the hearing and determination of this application inter-partes, a temporary injunction be and is hereby issued restraining the Defendants/Respondents by themselves, their servants, agents or any other person from transferring, and/or disposing of, howsoever described, the following properties:

A. PARCELS OF LAND KNOWN AS:

- i. NJORO/NGATA BLOCK 2/3511
- ii. KAJIADO/KAPUTEI-NORTH/50069
- iii. KAJIADO/KAPUTEI-NORTH/50063
- iv. KAJIADO/KAPUTIEI- NORTH/50062
- v. KAJIADO/KITENGELA/30811

vi. KINYAATA/SYOKISINGA/460

B. MOTOR VEHICLES:

- i. KCX 570P – TOYOTA – PRADO
- ii. KCL 900S – FORD – FUSION
- iii. KCC 395E – BMW – ABA FG30
- iv. KCP 613M – MITSUBISHI – RVR
- v. KCH 766T – PORSCHE – CAYENNE
- vi. ZG3241 – TRAIL KING – SEMI TRAILER

C. MONIES IN BANK ACCOUNTS

- i. FUNDS IN BANK ACCOUNT NUMBER 01161487799500 HELD AT CO-OPERATIVE BANK KENYA LIMITED IN THE NAME OF WANGA-TECH GENERAL ENTERPRISES LIMITED

3. **THAT** pending the hearing and determination of this application inter-partes, a temporary injunction be and is hereby issued restraining the Defendants/Respondents by themselves, their servants, agents or any other person from demanding Kshs. 1,500,000 in denominations of one thousand Kenya shilling notes seized pursuant to a search conducted by the Plaintiff/Applicant in Miscellaneous Criminal Application Number E1332 of 2021.

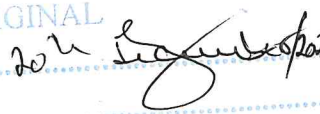
4. **THAT** the application be served for *inter-partes* hearing.

5. **THAT** directions on 25th January, 2023.

GIVEN UNDER my hand and the seal of the Honourable Court this 20th day of December 2022.

ISSUED at **NAIROBI** this 20TH day of DECEMBER 2022.


DEPUTY REGISTRAR
ANTI-CORRUPTION & ECONOMIC CRIMES DIVISION
HIGH COURT OF KENYA AT NAIROBI

CERTIFY THIS IS TRUE COPY
THE ORIGINAL
DATED: 20th December 2022

DEPUTY REGISTRAR
ANTI-CORRUPTION & ECONOMIC CRIMES DIVISION
HIGH COURT OF KENYA AT NAIROBI

PENAL NOTICE:

TAKE NOTICE that any disobedience or non-observance of this Order of the Court given on the 16th Day of December, 2022 and served herewith may result in penal consequences to you and any other person(s) so disobeying and/ or not observing the same.