



REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT NAIROBI CITY

COURT NAME: MILIMANI LAW COURTS

CASE NUMBER: HCCHRPET/E395/2025

CITATION: KENYA HUMAN RIGHTS COMMISSION VS STATE LAW OFFICE AND NATIONAL  
POLICE SERVICE COMMISSION (NPSC)

ORDERS(COURT DOCUMENT)

**THIS MATTER** coming up on 27/06/2025 in Chambers for directions on the Petitioner/Applicant's Notice of Motion Application dated 26/06/2025 before the Honourable Mr. Justice Bahati Mwamuye MBS, and upon a preliminary consideration of the same **IT IS HEREBY ORDERED AND DIRECTED THAT:**

1. Pending the *inter partes* hearing and determination of the Petitioner/Applicant's Notice of Motion Application dated 26/06/2025, a **conservatory order be and is hereby issued restraining** the 1st Respondent and all Officers and Personnel of the National Police Service and/or all Officers and Personnel of any other agency acting in concert with or assisting the National Police Service in the discharge of its law enforcement functions from disrupting access to, receipt of, or delivery of medical services by deploying teargas, pepper spray or similar chemicals, water cannon, crowd-control measures, or any other disruptive means against persons seeking to access medical services, receiving medical services, or delivering medical services.

2. Pending the *inter partes* hearing and determination of the Petitioner/Applicant's Notice of Motion Application dated 26/06/2025, a conservatory order be and is hereby issued restraining the 1st Respondent and all Officers and personnel of the National Police Service and/or all Officers and Personnel of any other agency acting in concert with or assisting the National Police Service in the discharge of its law enforcement functions from deploying teargas or similar chemicals, water cannon, or other crowd-control measures against unarmed and peaceful persons assembling, demonstrating, picketing, and/or petitioning public authorities **WHO HAVE THEREAFTER** entered into or taken shelter in vehicles, closed or semi-closed spaces, or areas with limited ventilation or limited avenues of safe and orderly exit.

3. The Petitioner shall serve the Respondents with the Application, Petition, and this Court Order **immediately**, and file an Affidavit of Service in that regard by **close of business 27/06/2025**.

4. The Respondents shall enter appearance and file and serve their responses to both the Application and Petition **by close of business 11/07/2025**.



5. Rejoinder on both the Application and the Petition, and written submissions on the Application only, shall be filed and served by the Petitioner by close of business 25/07/2025.
6. Written submissions in reply canvassing the Application only shall be filed and served **by close of business 01/08/2025.**
7. Rebuttal written submissions by the Petitioner, if need be, shall be filed and served by **close of business 08/08/2025.**
8. The Petitioner/Applicant's Notice of Motion Application dated 26/06/2025 shall be heard by way of **highlighting of written submissions on 11/08/2025 at 11:00AM in open/physical court.**

**GIVEN under My Hand and the Seal of the Honourable Court on this Twenty-Seventh Day of June in the Year 2025.**

*Penal Notice: Take notice that any disobedience or non-observance of the order of the court served herewith will result in penal consequences to you and any other person(s) disobeying and not observing the same*

SIGNED BY: HON. MR. JUSTICE BAHATI MWAMUYE



THE JUDICIARY OF KENYA.  
MILIMANI HIGH COURT  
HIGH COURT CONSTITUTION AND HUMAN RIGHTS  
DATE: 2025-06-27 09:55:37+03

