

**NYALI PRIMARY SCHOOL & KINDERGARTEN**

**Links Road - Nyali**

**P. O. Box 81050,  
Mombasa.**

**Tel: 041-471120, Fax: 041-475632**

***The Mombasa Parents Club***

**Our ref: MPC/2022**

**Your ref: TBA**

**Date: 01.04.2022**

All Members

'By email'

Mombasa Parents Club

P.O Box 81050 - 80100

**Mombasa.**

Dear Member

**RE: Annual General Meeting scheduled for the 2<sup>nd</sup> April 2022**

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The above matter refers.

Please note that on 1<sup>st</sup> April 2022, the Club was served with a Court order issued in Mombasa Chief Magistrate's Court Civil Case No. 490B of 2022 Ahmed Ali Twahir Vs Mombasa Parents Club. The effect of the order of the Court is to restrain the Club and any of its members from convening or conducting the Annual General Meeting scheduled to be held on 2<sup>nd</sup> April 2022. A copy of the Court order is attached herewith.

In compliance with the orders of the Court, we notify you that the Annual General Meeting scheduled to take place on 2<sup>nd</sup> April 2022 has been postponed until further notice.

I confirm that the Club shall take necessary measures to obtain legal representation in the matter.

We shall keep you posted.

Yours faithfully,

**Paul Munyao  
Hon. Secretary  
Mombasa Parents Club**

REPUBLIC OF KENYA  
IN THE CHIEF MAGISTRATE'S COURT  
AT MOMBASA  
CIVIL SUIT NO. 490B OF 2022

AHMED ALI TWAHIR ..... PLAINTIFF

-VERSUS-

MOMBASA PARENTS CLUB.....DEFENDANT

(IN CHAMBERS BEFORE HON C.N NDEGWA -S. P.M. ON 31<sup>ST</sup> MARCH 2022)


ORDER

UPON READING the Notice of Motion dated 30<sup>th</sup> March, 2022 brought Under certificate of urgency under section 1A, 1B, 3A and 63 (e) of the civil Procedure Act, Order 40, Rule 1, Order 51 Rule 1 of the civil procedure Rules and all other enabling provisions of the Law) AND UPON READING the supporting affidavit sworn by AHMED ALI TWAHIR and annexures thereto:

IT IS HEREBY ORDERED:

1. **THAT** the application dated 30<sup>th</sup> March, 2022 is certified urgent.
2. **THAT** a temporary order of injunction is hereby issued restraining the Respondent, its servants, agents, employees, assigns and/or any other person or entity claiming through it from in any manner conducting, taking part or undertaking an Annual General Meeting (AGM) on 2<sup>nd</sup> April, 2022 pending interpartes hearing of this application.
3. **THAT** the application be served for interpartes hearing on 26<sup>th</sup> April, 2022 before Court 16.

GIVEN under my hand and seal of this honorable court this 31<sup>st</sup> March, 2022

  
MAGISTRATE  
MOMBASA LAW COURTS

ISSUED AT MOMBASA this 31<sup>st</sup> Day of MARCH 2022

**PENAL NOTICE:** "TAKE NOTICE THAT any party served with this order and disobeys it he/she will be liable to be cited for contempt of Court which is punishable by imprisonment for a period up to six (6) months and/or attachment of the contemnors Property."

EXECUTIVE OFFICE  
LAW COURTS MOMBASA

This is a originated from  
this court