

SPECIAL ISSUE



THE KENYA GAZETTE

Published by Authority of the Republic of Kenya

(Registered as a Newspaper at the G.P.O.)

Vol. CXXV—No. 158

NAIROBI, 7th July, 2023

Price Sh. 60

GAZETTE NOTICE No. 9124

THE PROCEEDS OF CRIME AND ANTI-MONEY LAUNDERING ACT

(No. 9 of 2009)

PRESERVATION ORDERS

IN EXERCISE of the powers conferred by section 83 (1) of the Proceeds of Crime and Anti-Money Laundering Act, 2009, the Agency Director gives notice to—

Quorandum Limited that the High Court has issued preservation orders in Nairobi High Court Miscellaneous Application No. E15 of 2023 as specified in the Schedule hereto.

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT NAIROBI

ANTI-CORRUPTION AND ECONOMIC CRIMES DIVISION

MISCELLANEOUS CIVIL APPLICATION NO. E15 OF 2023

In the Matter of: An Application for Orders under sections 81 and 82 of the Proceeds of Crime and Anti-Money Laundering Act (POCAMLA) as read together with Order 51 of the Civil Procedure Rules

AND

In the Matter of: Preservation Orders of KSh. 1,075,083.15 held in Account No. 0052075584001 at SBM Bank in the Name of Quorandum Limited.

BETWEEN

ASSETS RECOVERY AGENCY.....Applicant

VERSUS

QUORANDUM LIMITED.....Respondent

IN CHAMBERS ON 26TH JUNE, 2023

BEFORE HON. JUSTICE PROF. (DR.) NIXON SIFUNA

ORDER

THIS MATTER COMING UP before Honourable Justice Prof. (Dr.) Nixon Sifuna on 26th June, 2023, for directions of the Originating Motion dated 23rd June, 2023 brought by Counsel for the

Applicant under sections 81 and 82 of the Proceeds of Crime and Anti-Money Laundering Act and Order 51 of the Civil Procedure Rules, and all other enabling provisions of the law and upon reading the Supporting Affidavit of No. 62652 Cpl. Isaac Nakitare and all the annexures thereto:

Ex parte;

IT IS HEREBY ORDERED:

1. THAT this Application be and is hereby certified urgent.
2. THAT a Preservation Order be and is hereby issued prohibiting the Respondent, Quorandum Limited and its Directors, agents or representatives from transacting, transferring and/or dealing in any manner with KSh. 1,075,083.15 or any interest accruing from the aforesaid funds held in the Respondent's bank account No. 0052075584001 at SBM Bank formerly Chase Bank.
3. THAT Mention on 28th September, 2023 for further orders/or directions.

GIVEN under my hand and the seal of this Honourable Court this 27th day of June, 2023.

ISSUED at Nairobi this 29th day of June, 2023.

DEPUTY REGISTRAR,

High Court

Anti Corruption and Economic Crimes Division.

PENAL NOTICE

Take notice that if you, the above named respondents or your servants/agents disobey this order, you will be cited for contempt of court and shall be liable to imprisonment for a period of not more than six months.

Dated the 3rd July, 2023.

Alice M. Mate,
Director.

GAZETTE NOTICE No. 9125

THE PROCEEDS OF CRIME AND ANTI-MONEY LAUNDERING ACT

(No. 9 of 2009)

PRESERVATION ORDERS

IN EXERCISE of the powers conferred by section 83 (1) of the Proceeds of Crime and Anti-Money Laundering Act, 2009, the Agency Director gives notice to—

Zamil Realtors, Quwa Energy Company Limited and Humayra General Trading that the High Court has issued preservation orders in Nairobi High Court Miscellaneous Application No. E12 of 2023 as specified in the Schedule hereto.

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT NAIROBI

ANTI-CORRUPTION AND ECONOMIC CRIMES DIVISION

MISCELLANEOUS CIVIL APPLICATION NO. E12 OF 2023

In the Matter of: An Application for Orders under sections 81, 82 of the Proceeds of Crime and Anti-Money Laundering Act (POCAMLA) as read together with Order 51 of the Civil Procedure Rules

AND

In the Matter of: Preservation of Funds held at ABSA Bank Limited, A/C Nos. 2045237853, 2043623101 and 2045443119 in the name of Quwa Energy Company Limited, Zamil Realtors and Humayra General Trading

BETWEEN

ASSETS RECOVERY AGENCY.....Applicant

VERSUS

ZAMIL REALTORS.....First Respondent

QUWA ENERGY COMPANY LIMITED.....Second Respondent

HUMAYRA GENERAL TRADING.....Third Respondent

IN CHAMBERS ON 16TH JUNE, 2023

BEFORE HON. LADY JUSTICE E. N. MAINA

ORDER

THIS MATTER COMING UP before Honourable Lady Justice E.N. Maina on 16th June, 2023 for directions of the Originating Motion dated 15th June, 2023 brought by Counsel for the Applicant under sections 81 and 82 of the Proceeds of Crime and Anti-Money Laundering Act and Order 51 of the Civil Procedure Rules, and all other enabling provisions of the law and upon reading the supporting affidavit of Peter Mutisya and all the annexures thereto:

Ex parte;

IT IS HEREBY ORDERED:

1. THAT Preservation Orders be and are hereby issued for funds held in the following Accounts at ABSA Bank Limited. That is—
 - (a) KSh. 1,005,858.85 held in A/C No. 2043623101 in the name of Zamil Realtors.
 - (b) KSh. 1,776,618.90 held in A/C No. 2045237853 in the name of Quwa Energy Company Limited.
 - (c) KSh. 1,863,271.75 held in A/C No. 2045443119 in the name of Humayra General Trading.
2. THAT the orders shall subsist for a period of ninety (90) days as provided under section 84 of POCAMLA.
3. THAT mention on 2nd of October, 2023.
4. THAT orders be served upon the Respondent within 21 days.

It is so ordered.

GIVEN under my hand and the seal of this Honourable Court this 16th day of June, 2023.

ISSUED at NAIROBI this 16th day of June, 2023.

DEPUTY REGISTRAR,
High Court
Anti Corruption and Economic Crimes Division.

PENAL NOTICE

Take notice that if you, the above named respondents or your servants/agents disobey this order, you will be cited for contempt of court and shall be liable to imprisonment for a period of not more than six months.

Dated the 22nd June, 2023.

Alice M. MATE,
Director.

GAZETTE NOTICE No. 9126

THE PROCEEDS OF CRIME AND ANTI-MONEY
LAUNDERING ACT

(No. 9 of 2009)

PRESERVATION ORDERS

IN EXERCISE of the powers conferred by section 83 (1) of the Proceeds of Crime and Anti-Money Laundering Act, 2009, the Agency Director gives notice to—

Pepriter Kadenyi Oduory, Alex Gathegu Murima and Family Bank Limited that the High Court has issued preservation orders in Nairobi High Court Miscellaneous Application No. E13 of 2023 as specified in the Schedule hereto.

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT NAIROBI

ANTI-CORRUPTION AND ECONOMIC CRIMES DIVISION

MISCELLANEOUS CIVIL APPLICATION NO. E13 OF 2023

In the Matter of: An Application for Orders under sections 81 and 82 of the Proceeds of Crime And Anti-Money Laundering Act (POCAMLA) as read together with Order 51 of the Civil Procedure Rules

AND

In the Matter of: Preservation of Motor Vehicles Registration No:

- (i) KDH 211F Isuzu NQR
- (ii) KBR 343V Mitsubishi Fuso

AND

In the Matter of: Preservation of Land Parcel No. Nandi/Kapkangani/3624

BETWEEN

ASSETS RECOVERY AGENCY.....Applicant

VERSUS

PEPRITER KADENYI ODUORY.....First Respondent

ALEX GATHEGU MURIMA.....First Respondent

AND

FAMILY BANK LIMITED.....Interested Party

Ex parte:

IN CHAMBERS ON 19TH JUNE, 2023

BEFORE HON. LADY JUSTICE E. N. MAINA

ORDER

THIS MATTER COMING UP before Honourable Lady Justice E. N. Maina on 19th June, 2023 for directions of the Originating Motion dated 16th June, 2023 brought by Counsel for the Applicant under sections 81 and 82 of the Proceeds of Crime and Anti-Money Laundering Act and Order 51 of the Civil Procedure Rules, and all other enabling provisions of the law and upon reading the Supporting Affidavit of No. 64485 S/Sgt. Peter Mutisya and all the annexures thereto:

Exparte:

IT IS HEREBY ORDERED:

1. THAT a preservation order be and is hereby granted against the Respondents or their employees, agents, servants or any other persons acting on their behalf prohibiting the sale, transfer or disposal off or other dealings with the following motor vehicles;
 - (i) KDH 211F Isuzu NQR
 - (ii) KBR 343V Mitsubishi Fuso
2. THAT the Respondents be and are hereby directed to surrender the original logbooks of the motor vehicles and the motor vehicles specified in order 1 above to the Applicant forthwith.
3. THAT in the event the Respondents fail to surrender the above motor vehicles as specified in order 1 above, the Applicant be and is hereby ordered to seize and detain the motor vehicles specified therein.
4. THAT an order be and is hereby issued directing the Director General of National Transport and Safety Authority to register a caveat against the records of each of the motor vehicles specified in order 1 above.
5. THAT a preservation order be issued prohibiting the 1st Respondent her agents or representatives acting on her behalf from selling, mortgaging, charging, transferring and dealing in any manner in respect of Land Parcel No. Nandi/Kapkangani/3624.

6. THAT the Honourable Court be pleased to issue an order to the Chief Land Registrar to register a caveat in respect of Land Parcel No. Nandi/Kapkangani/3624.

7. THAT the orders shall be for a period of (90) days as provided for in section 84 of the Proceeds of Crime and Anti-Money Laundering Act.

8. THAT mention on 2nd October, 2023.

It is so ordered.

GIVEN under my hand and the seal of this Honourable Court this 19th day of June, 2023.

ISSUED at NAIROBI this 19th day of June, 2023.

DEPUTY REGISTRAR,
High Court
Anti Corruption and Economic Crimes Division.

PENAL NOTICE

Take notice that if you, the above named respondents or your servants/agents disobey this order, you will be cited for contempt of court and shall be liable to imprisonment for a period of not more than six months.

Dated the 22nd June, 2023.

ALICE M. MATE,
Director.