

# **SPECIAL ISSUE**



# **THE KENYA GAZETTE**

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**NAIROBI, 25th July, 2022**

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GAZETTE NOTICE No. 8783

THE PROCEEDS OF CRIME AND ANTI-MONEY LAUNDERING  
ACT,

(No. 9 of 2009)

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT NAIROBI

ANTI-CORRUPTION AND ECONOMIC CRIMES DIVISION

MISCELLANEOUS APPLICATION NO E031 OF 2022

IN THE MATTER OF AN APPLICATION FOR PRESERVATION  
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 ORDERS FOR MOTOR  
VEHICLE REGISTRATION NUMBER KDA 886B

CHASSIS NUMBER ZRR70-0510700

NOTICE OF 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—

JOSEPH MOKUA MOGENI, ONCHARI ABUGA WYCLIFFE  
and JIMAS CORPORATION LIMITED that the High Court has  
issued preservation orders in Nairobi High Court Miscellaneous  
Application NO. E031 of 2022 as specified in the Schedule hereto:

BETWEEN

ASSETS RECOVERY AGENCY

*Applicant*

VERSUS

JOSEPH MOKUA MOGENI

*Respondent*

ONCHARI ABUGA WYCLIFFE-

*1st Interested Party*

JIMAS CORPORATION LIMITED-

*2nd Interested Party*

IN CHAMBERS ON 4TH JULY 2022

BEFORE HON. LADY JUSTICE MUTENDE L.N.

ORDER

THIS MATTER COMING UP Before Honourable Lady Justice  
L.N. Mutende for directions on the Originating Motion dated 1st July,  
2022 brought by Counsel for the Applicant under section 81 and 82 of  
the Proceeds of Crime and Anti-Money Laundering Act and Order 51  
Rule 1 of the Civil Procedure Rules and all other enabling provisions  
of the law AND UPON READING the supporting affidavit of  
NICHOLAS SUNE sworn on 1st July, 2022, and annexures thereof:

*Ex-parte*

IT IS HEREBY ORDERED: -

1. THAT the Preservation Orders do hereby issue prohibiting the  
Respondents and the Interested Party and/or their employees, agents,  
servant or any other persons acting on their behalf from selling,  
transferring or disposing off or any other dealings in any manner with  
the motor vehicle registration KDA 886B Toyota Noah Chassis  
Number ZRR70-0510700 issued and registered in the name of JIMAS  
CORPORATION LIMITED.

2. THAT this application be served on the Respondents for inter  
parties hearing on 4/10/2022.

GIVEN under my hand and seal of the Honorable court this 4th day of  
July, 2022.

ISSUED at Nairobi this 5th day of July, 2022.

DEPUTY REGISTRAR,  
*High Court of Kenya at Nairobi.*

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 15th July, 2022.

ALICE M. MATE,  
*Director.*