



NOTICE

June 24, 2025

TO ALL MEMBERS OF KENYA EDITORS' GUILD: INTERVIEWS FOR THE CHAIR AND MEMBERS OF THE MEDIA COUNCIL OF KENYA (MCK) SET TO RE-OPEN.

We would like to bring to your attention the following matter:

1. The High Court has dismissed Petition No. E040 of 2023 in which petitioners James Mutahi Muchiri and Robert Leroy Ochieng – had sued the Kenya Editors Guild and others.
2. The petitioners had filed an application and petition seeking conservatory orders against the Selection Panel for the Media Council of Kenya, barring the selection panel from concluding the process of recruitment of members of the Board of the Media Council of Kenya, pending the hearing and determination of the Application and petition.
3. The Guild was sued together with five other Respondents and one interested party.
4. The matter was heard by Honourable Justice Chacha Mwita for judgment.
5. Members of the Guild are notified that the court dismissed the consolidated petitions and directed that all parties bear their own costs.
6. It is instructive to note that quite a number of members of the Guild who had applied for the above positions were denied an opportunity for consideration after the scheduled interviews were cancelled.
7. A copy of the judgment will be sent to members once it is received.

BACKGROUND TO THE CASE

- a) The Employment and Labour Relations Court (Lady Justice Monica Mbaru) on February 27, 2023 vacated its orders issued on February 16, 2023, which stopped the process of recruitment of the



- chairperson and members of the board of the Media Council of Kenya (MCK) giving the leeway for the process to continue.
- b) The interview process to select the chairman and members of the MCK board had commenced on Wednesday February 15, 2023, but was halted following stay orders issued by the court in ELRC Petition E027 of 2023 Dr. Magare Gikenyi Benjamin – Vs – The CS Ministry of ICT and Digital Economy and others on February 16, 2023.
 - c) The stay orders were necessitated by an application by lawyers representing two of the shortlisted candidates- and KEG's representative to the Selection Panel, on the need to strike out and /or consolidate the petition on account of the existence of two other similar cases filed over the subject matter at the Constitutional and Human Rights Division of the High Court in Nairobi and Kajiado.
 - d) The court directed all Respondents to file their responses within 14 days and that the matter would be mentioned on March 20, 2023 for further directions and orders, but the case has dragged on for more than two years.

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CHIEF EXECUTIVE / SECRETARY