REPUBLIC OF KENYA IN THE SUPREME COURT OF KENYA AT NAIROBI PRESIDENTIAL ELECTION PETITION NO.

RAILA ODINGA	1 ST PETITIONER
MARTHA WANGARI KARUA	2 ND PETITIONER
-VERSUS-	
INDEPENDENT ELECTORAL	
AND BOUNDARIES COMMISSION1	ST RESPONDENT
WANYONYI WAFULA CHEBUKATI 2 ⁿ	ND RESPONDENT
BOYA MOLU3	RESPONDENT
PROF. ABDI YAKUB GULIYE4	
JULIANA WHONGE CHERERA5	TH RESPONDENT
JUSTUS NYANGAYA6	TH RESPONDENT
FRANCIS WANDERI7	TH RESPONDENT
IRENE MASSIT8	TH RESPONDENT
WILLIAM SAMOEI RUTO9	TH RESPONDENT
WITNESS AFFIDAVIT IN SUPPORT OF PETITION	
I, DR. NYANGASI ODUWO of Post Office Box Number 7411-00100	Nairobi and resident

10

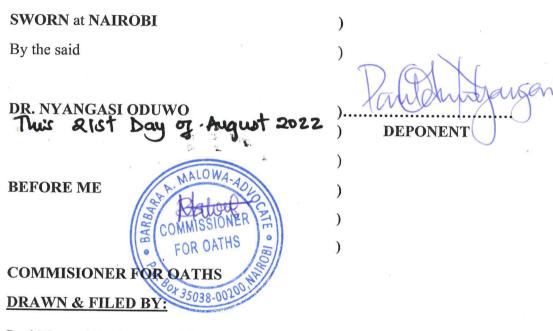
- of the Nairobi County within the Republic of Kenya do make oath and state as follows:
 - THAT I am a Kenyan Citizen and a medical doctor by Profession. I have a Post-1. Graduate Diploma in Research Methods, a Masters in Project Management and Planning and a Second Masters in Economic Policy and Analysis.
 - THAT I am duly conversant with the subject matter of this Petition and therefore 2. competent to swear this Affidavit in support of the Petition herein and wish to state as follows;

- 3. THAT I was part of the verification team/agents appointed by the Petitioners to verify Forms 34A, 34B and 34C at the Bomas of Kenya following the 9th August, 2022 general elections.
- 4. THAT I have read the Petition filed herewith and understand the same. I swear this Affidavit in support of the grounds therein that the IEBC deliberately set out to manipulate the 2022 general elections by inter-alia compromising the qualitative aspects of the statutory forms used for the election in order to facilitate and perpetuate fraud for a pre-determined outcome.
- 5. THAT I have painstakingly reviewed the statutory forms used in the election including the forms supplied to us at the Bomas of Kenya auditorium, forms supplied to us by our agents in various polling stations and from the public portal maintained by the IEBC and have noted substantial and pervasive irregularities that impugn the integrity, transparency, accuracy and verifiability of the presidential elections and affects its outcome. I wish to produce herewith marked 'A' a signed copy of the said report.
- 6. I wish to produce herewith marked 'B' copies of the relevant forms 34A on basis of which my report was prepared.
- 7. I wish to produce herewith marked 'C' copies of the relevant forms 34B on basis of which my report was prepared.
- 8. I wish to produce herewith marked 'D' copies of the relevant forms 34C on basis of which my report was prepared.
- 9. My report demonstrates that not only was the election so badly manipulated, the manipulation occurred with the wilful connivance of the chairperson of the commission and some its senior employees for the benefit of the 9th Respondent.

10

20

- 10. I wish to produce the said report in evidence.
- 11. In the event, the 2022 presidential election result declared by the chairperson of the IEBC is unconstitutional, invalid, null and void and ought to be invalidated and set aside.
- 12. In the circumstances, it is just and proper that the court grants such reliefs sought in the Petition as the court deems fit in the interest of justice.



Paul Mwangi & Company Advocates Vision Plaza 3rd Floor - Room 16 Mombasa Road P.O BOX 55903-00200 NAIROBI 0722518733

Email: pmlawchambers12@gmail.com

paulmwangi12@gmail.com

maumoadvocates@gmail.com

awele@awelejackson.co.ke

ochiengogingaadvocates@gmail.com

20

10