



REPUBLIC OF KENYA



**Alal v Oginga & 2 others (Environment & Land Case E004 of 2022)
[2023] KEELC 17915 (KLR) (13 June 2023) (Ruling)**

Neutral citation: [2023] KEELC 17915 (KLR)

**REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT AT HOMA BAY
ENVIRONMENT & LAND CASE E004 OF 2022
GMA ONGONDO, J
JUNE 13, 2023
FORMERLY MIGORI ELC CASE NO. 225 OF 2017**

BETWEEN

CHRISTOPHER OTUK ALAL PLAINTIFF

AND

MICHAEL ONYANGO OGINGA 1ST DEFENDANT

JOSHUA OTIENO APIYO 2ND DEFENDANT

LANDS REGISTRAR – MIGORI 3RD DEFENDANT

RULING

1. By an application mounted by way of chamber summons dated May 19, 2023, the plaintiff through the firm of Kwanga Mboya and Company Advocates is seeking the orders that:
 - a. The firm of Kwanga Mboya and Company Advocates be granted leave to cease acting for the Appellant herein.
 - b) Costs in this application be provided for.
2. Mr M Migele instructed by Mr Adawo for the applicant's firm of advocates has informed this court that the plaintiff and his counsel/applicant are not able to agree on the way forward herein.
3. The plaintiff has no objection to the application.
4. In the result, the application is merited and it is hereby allowed with costs to the applicant namely counsel for the plaintiff.
5. Orders accordingly.

DELIVERED, DATED AND SIGNED AT HOMABAY THIS 13TH DAY OF JUNE 2023.



G.M.A ONG'ONDO

JUDGE

Present.

a. Mr. Migele holding brief for Mr. Adawo learned Counsel for the plaintiff.

b. Plaintiff

c. Court Assistant, Okello.

