



Chege v County Government of Kajiado & another (Environment and Land Miscellaneous Application E010 of 2023) [2023] KEELC 19236 (KLR) (27 July 2023) (Ruling)

Neutral citation: [2023] KEELC 19236 (KLR)

**REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT AT KAJIADO
ENVIRONMENT AND LAND MISCELLANEOUS APPLICATION E010 OF 2023
LC KOMINGOI, J
JULY 27, 2023**

BETWEEN

JOHN NGUGI CHEGE APPLICANT

AND

COUNTY GOVERNMENT OF KAJIADO 1ST RESPONDENT

ZACHARIA KARANJA 2ND RESPONDENT

RULING

1. This is the Notice of Motion dated March 13, 2023, brought under;

(Under Section 1A, 1B, 3A and 18(i) (b) (ii) of the *Civil Procedure Act* and all other enabling Provisions of the Law)
2. It seeks orders;
 1. Spent.
 2. This Court do allow and order the transfer of the Ngong Principal Magistrate Environment Land Court Case No 77/2018 to the Environment Land Court in Kajiado for hearing and disposal before the Honourable Judge.
 3. Costs be in the cause.
3. The grounds are on the face of the Application and are set out in paragraphs 1 to 4.
4. The application is supported by the Affidavit of Namada Simoni, Advocate for the Applicant sworn on the March 13, 2023.



5. The Application is opposed. There is a Replying Affidavit sworn by Jennifer Miano Advocate for the 2nd Respondent sworn on the May 19, 2023.
6. The Notice of Motion was canvassed by oral submissions on the June 13, 2023.
7. I have considered the Notice of Motion, the affidavit in support, the response thereto and the oral submissions. The issue for determination is whether this application is merited.
8. The Valuation Report by Standard property services shows that the subject property is valued at about Kshs 27,000,000/=. Land continues to appreciate in value.
9. There is no strong opposition to the application.
10. I find merit in this application and the same is allowed. The Ngong PM ELC NO 77 of 2018 is hereby transferred to this court for hearing and disposal.

Costs be on the cause.

DATED SIGNED AND DELIVERED VIRTUALLY AT KAJIADO THIS DAY OF 27TH JULY 2023.

L. KOMINGOI

JUDGE.

IN THE PRESENCE OF:

N/A for Applicant.

N/A for the Respondents.

Court Assistant - Mutisya

