



Muchira v Attorney General & 4 others; National Bank of Kenya Limited (Interested Party) (Environment & Land Case 1016 of 2012) [2023] KEELC 22474 (KLR) (14 December 2023) (Ruling)

Neutral citation: [2023] KEELC 22474 (KLR)

**REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT AT NAIROBI
ENVIRONMENT & LAND CASE 1016 OF 2012
LN MBUGUA, J
DECEMBER 14, 2023**

BETWEEN

ANNE WAMUNYU MUCHIRA PLAINTIFF

AND

THE ATTORNEY GENERAL 1ST DEFENDANT

COMMISSIONER OF LANDS 2ND DEFENDANT

CHIEF LAND REGISTRAR 3RD DEFENDANT

VERONICA WAIRIMU NGANGA 4TH DEFENDANT

DOMINIC NG'ETHE NGANGA 5TH DEFENDANT

AND

NATIONAL BANK OF KENYA LIMITED INTERESTED PARTY

RULING

1. I have considered the application dated 18.10.2023. The same is not being opposed by the Interested Party. The 4th and 5th defendants were served and they seek more time to file their Replying Affidavit which is apparently in draft form.
2. I have however considered that the festive season is just round the corner hence any prosecution of the application would spill over to next year in the event that the 4th and 5th defendants are given time to file and serve a Replying Affidavit. In the interest of time & justice, and considering the nature of the application and the orders given in the judgment dated 18.9.2023, I hereby grant a stay of execution of the judgment upto 31.1.2024. Each party is to bear their own costs of the application.



**DATED, SIGNED AND DELIVERED AT NAIROBI THIS 14TH DAY OF DECEMBER, 2023
THROUGH MICROSOFT TEAMS.**

LUCY N. MBUGUA

JUDGE

In the presence of:-

Ngugi for Plaintiff Applicant

Okoth holding brief for Mugambi for 4th & 5th Defendants/Respondents

M/s Ngari for Interested Party (bank)

Court assistant: Eddel

