

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT BUNGOMA

ENVIRONMENT AND LAND CASE NO. 224 OF 2013

1. FLORENCE NAFULA NAMUKANA.....1ST PLAINTIFF

2. DOUGLAS WAMUKOTA.....2ND PLAINTIFF

VERSUS.

1. DAUDI MUSA MANYONGE.....1ST DEFENDANT

2. WACHILONGA WANYAMA MANYONGE.....2ND DEFENDANT

JUDGEMENT

[1]. The plaintiff filed this case praying for an order of eviction against the defendants whom he had alleged, that they occupied 100 x 100 feet of his land Bokoli/Bokoli/1502.

[2]. The defendants filed their respective defences on 17th October of 2013 and generally denied the plaintiffs claim.

[3]. The case was fixed for hearing on 6/11/2017. However on that date only the plaintiff attended and his witnesses. He gave his evidence and relied on his written statements dated 7/10/2013. He called one Douglas Wamukota who gave evidence on his behalf who equally relied on his written statements dated 2/8/2013.

[4]. The plaintiffs claim in this case has not been opposed in any way by the defendants. I therefore allow the claim as prayed with costs.

Judgment read in Open Court.

Dated at Bungoma this 18th day of December, 2017.

S. MUKUNYA

JUDGE

In the presence of:

Hon. S. Mukunya (Judge)

Joy: Court Assistant

Okwi for Khakula for the Plaintiff

Defendant represented by Kundu for the defendant