



REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT MERU
MISC APPLICATION NO.11 OF 2011

ALICE M. NYAGA.....APPLICANT

VERSUS

COUNTY GOVERNMENT OF THARAKA NITHI.....1ST RESPONDENT

PHINEAS NJAGE NDUBI.....2ND RESPONDENT

R U L I N G

On 27/02/2013, the parties in this suit proffered a consent which was adopted as an order of this Court. The Consent was in the following terms:-

1. **The warrant of arrest issued against the first Respondent be and is hereby stayed until further order.**
2. **The period of 30 days granted to the 1st respondent to excise road of access from land MWIMBI/CHOGORIA/905 (now 3502, 3503, 3504 and 3505) be extended further by 30 days from the date herein.**
3. **The Executive Officer of this Honourable Court be and is hereby authorized to execute all requisite documents for the creation of a road of access from land parcel MWIMBI/CHOGORIA/905 (now 3502, 3503, 3504 and 3505).**
4. **The District Surveyor Physical Planning officer and Land Registrar Meru South District be and are hereby empowered and mandated to create a road of access from the Land Parcel MWIMBI/CHOGORIA/905(now 3502,3503,3504 and 3505)**

A certificate of Urgency dated 06/04/2016 seeking the implementation of the order was heard on 19/04/2016..

The concerned Government Officers indicated their readiness to implement the apposite Court Order. The following orders are issued:-

1. **The Consent adopted as an order of this Court be implemented forthwith.**
2. **As undertaken, the concerned Officers will implement the orders contained in the apposite Consent on 27/4/2016**
3. **The Officers, as they have indicated, to implement the concerned orders on 27/04/2016 and the Officers to make a report which will be delivered to Court by Mr. Kiongo on 03/05/2016.**
4. **Concerned parties or their Advocates may witness the implementation of the Court Orders, if they so wish, but nevertheless implementation must take place on 27/04/2016.**
5. **The OCS Chogoria Police Station is ordered to provide security during the implementation of the apposite Court orders.**
6. **Directions on 03/05/2016.**

DELIVERED IN OPEN COURT AT MERU THIS 20TH DAY OF APRIL, 2016 IN THE PRESENCE OF:-

CC: Daniel/Lilian

M/S Kiome for the Plaintiff/Applicant

Kiongo for the alleged Contemnors

Edwin Kimathi h/b Gatari Ringera for 1st Respondent

Otieno C. for 2nd Respondent

P.M. NJOROGE

JUDGE