REPUBLIC OF KENYA

IN THE HIGH COURT AT KAKAMEGA

CIVIL CASE NO: 5 OF 1999

JAPHETH N. WELEKHESIA.....PLAINTIFF

VERSUS

1. **WILLIAM AMBULI KUTWA**
2. **LAND ADJUDICATOR.....DEFENDANTS**
3. **ATTORNEY GENERAL**

D I R E C T I O N S

The court was expected to deliver its judgment. I have noted that the only issue for determination is whether the plaintiff's plot was reduced from 115 acres to 105 acres on 18/12/2013. I issued an order whereby the Kakamega District Land Registrar and the Provincial Land Surveyor were to visit the two plots namely **LUGARI SETTLEMENT SCHEME/NUMBER 35** and **309** and establish the acreage of each plot. The surveyor was to use the original 1965 Map Sheet **No. DRG/TPA/STT/65/209.** The plaintiff was to meet the costs of the exercise. It appears that the order was not extracted. I do order that the court order be extracted and served upon the two officers.

Dated, delivered and signed at Kakamega this 17th day of September 2014.

SAID J. CHITEMBWE

JUDGE