

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT MERU

E&L NO. 220 OF 2013

HENRY GITONGA MWEREBUAAPPLICANT/PLAINTIFF VS

ELIZABETH KAGURI M'MWONGORESPONDENT/DEFENDANT

RULING

This application is dated 2nd August, 2013 and seeks orders that;

- 1. THAT this Honourable Court be pleased to certify this application as urgent, dispense with service in the first instance and the same be heard on priority basis.**
- 2. THAT this Honourable Court be pleased to order the lifting or withdrawal of the caution placed by the defendants over the plaintiff's land parcel NO. KIIRUA/NAARI/3341.**
- 3. THAT costs of this application be in the cause.**

The application was slated for inter partes hearing on 26/8/2013 . Although a certificate of service showing that the respondent was duly served has been filed, she did not present herself in court. In the circumstances, this application is allowed. As a result prayer 2 is confirmed.

Costs are awarded to the plaintiff/applicant.

Delivered in open court this 26th day of August, 2013 in the presence of; Court Clerk: Mwonjaru

Kaimenyi present for applicant.

P.M. NJOROGE JUDGE