



REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT

AT MALINDI

PETITION NO. 18 OF 2012

**IN THE MATTER OF: ARTICLES 22, 23, 27, 40, 47, 60, 63, & 258 OF THE
CONSTITUTION OF KENYA, 2010**

AND

**IN THE MATTER OF: CONTRAVENTION OF FUNDAMENTAL RIGHTS &
FREEDOMS UNDER ARTICLES 27, 40, 47, 60 & 63
OF THE CONSTITUTION OF KENYA, 2010**

BETWEEN

PHILIP SUBILI RIGHO & 8 OTHERS.....PETITIONERS

=VERSUS=

1. MICHAEL SETH KASEME

2. HASSAN BARISA KALIME

3. SAMUEL KINGI MWANGI

4. COUNTY COUNCIL OF TANA RIVER.....RESPONDENTS

R U L I N G

1. The Petitioners' Notice of Motion dated 14th December 2012 is allowed as prayed.
2. The reasons for this Ruling are in my Ruling of today's date in **Malindi Land Case Number 168 of 2012; Bahola Mkalindi Rhigo -vs- Michale Seth Kaseme & 2 Others.**
3. The facts and the law in the Petitioners' Notice of Motion dated 14th December 2012 and Land Case No. 168 of 2012 are the same.
4. The parties in this Petition and in Land Case Number 168 of 2012 should consider consolidating the two suits and take directions to that effect.

Dated and Delivered in Malindi this 27th day of **September**, 2013

O. A. Angote

Judge