



**REPUBLIC OF KENYA**  
**IN THE HIGH COURT OF KENYA AT MERU**  
**E & L NO. 128 OF 2012**

MICHAEL M'RINYIRU M'MWIRICHIA.....PLAINTIFF/APPLICANT

VERSUS

ISAYA MWENDA.....DEFENDANT

**R U L I N G**

The application herein is dated 16th September, 2013 .

It seeks orders:

1. **THAT this Application be certified urgent and be heard exparte in the first instance.**
2. **THAT this Honourable Court be pleased to grant an order of temporary injunction restraining the Defendant, his servants/agents or anybody else acting through him or for him from evicting and or in any other way interfering with the plaintiffs quiet and peaceful possession user and occupation of L.R. NO.NYAKI/MUNITHU/1159 until this suit is heard and determined or until further Court Orders.**
3. **Costs be provided for.**

When the matter came up for Inter Partes hearing on 25.9.2013, the parties, by consent, agreed to have prayer 2 confirmed. The effect is that the application is allowed. Costs shall be in the cause.

Delivered in Open Court at Meru this 25th day of September, 2013 in the presence of:

Mwonjaru/Daniel

Kiambi h/b Gituma for applicant

Mokua for Respondent

**P. M. NJOROGE**

**JUDGE**