

REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT KERICHO
MISC CIVIL APP. NO. 24 OF 2010

PHILIP KIPRONO CHEBOSIR APPLICANT
VERSUS
THE CHIEF LAND REGISTRARRESPONDENT

RULING

I have perused the Notice of Motion dated 6th May, 2010 and the affidavit of **Philip Kiprono Chebosir** sworn on 10th May, 2010 in support thereof. The application seeks an order to direct the Chief Land Registrar to remove the Restrictions placed against the titles of land owned by the Applicant as proprietor referred to in the said application.

I have considered the submissions of Mr. Oboso, the learned counsel for the Applicant.

The application is made in a vacuum as there is no suit. The orders sought cannot be made in vacuo. Accordingly, I strike out the application. The applicant is at liberty to come to court again.

DATED at **KERICHO** this 7th day of July, 2010

G.B.M. KARIUKI, SC

RESIDENT JUDGE

COUNSEL APPEARING

Mr. Oboso for the Applicant instructed by Messrs Oboso & Company Advocates

No appearance for the Respondent.