

REPUBLIC OF KENYA

IN THE ENVIRONMENT AND LAND COURT AT KISUMU

MISC. CIVIL APPLICATION NO. 33 OF 2020

VITALIS OTIENO AWUOR.....APPLICANT

-VERSUS-

DIRECTOR OF PLANNING AND ROADS, KISUMU COUNTY.....1ST RESPONDENT

KISUMU COUNTY DEVELOPMENT.....2ND RESPONDENT

RULING

On 29/10/2020, the Appellant and the Respondent agreed that the Appellant was to file the Record of Appeal with submissions within 2 weeks whilst the Respondent was to file submissions within 14 days from date of service. This order has not been complied with and therefore the court is left with no option but to strike out the appeal with costs to the Respondent.

Orders accordingly.

DATED AT KISUMU THIS 11TH DAY OF FEBRUARY 2021

ANTONY OMBWAYO

JUDGE

This Ruling has been delivered to the parties by electronic mail due to measures restricting court operations due to the COVID-19 pandemic and in the light of the directions issued by his Lordship, the Chief Justice on 15th March 2019.

ANTONY OMBWAYO

JUDGE