



**Mburu & 7 others v Zucchini Holdings Limited & 2 others; Equity Bank (Intended Interested Party) (Environment & Land Case 91 of 2010) [2024] KEELC 440 (KLR) (1 February 2024) (Ruling)**

Neutral citation: [2024] KEELC 440 (KLR)

**REPUBLIC OF KENYA  
IN THE ENVIRONMENT AND LAND COURT AT NAIROBI  
ENVIRONMENT & LAND CASE 91 OF 2010  
LN MBUGUA, J  
FEBRUARY 1, 2024**

**BETWEEN**

**FRANCIS NGUGI MBURU ..... 1<sup>ST</sup> PLAINTIFF  
NYAMWEYA IRIES ABUYA ..... 2<sup>ND</sup> PLAINTIFF  
JULIA MWANIKI WAITITU ..... 3<sup>RD</sup> PLAINTIFF  
DOMINIC MUINDI MUYA ..... 4<sup>TH</sup> PLAINTIFF  
ESTHER WANGUI KAMAU ..... 5<sup>TH</sup> PLAINTIFF  
TERESIA WANGUI KAMAU ..... 6<sup>TH</sup> PLAINTIFF  
SILAS ONDICHO MANU ..... 7<sup>TH</sup> PLAINTIFF  
GEOFFREY MWAURA KAIGAI ..... 8<sup>TH</sup> PLAINTIFF**

**AND**

**ZUCCHINI HOLDINGS LIMITED ..... 1<sup>ST</sup> DEFENDANT  
MINTO TRAVELS LIMITED ..... 2<sup>ND</sup> DEFENDANT  
NERIFA HOLDINGS LIMITED ..... 3<sup>RD</sup> DEFENDANT**

**AND**

**EQUITY BANK ..... INTENDED INTERESTED PARTY**

**RULING**

1. This ruling relates to the averments set forth by Mr. Opole for defendant on 31.10.2023 where they indicated that they have a trial bundle dated 18.8.2023. They want the court to consider the documents



in the said Trial Bundle. However the court has already pronounced itself on the issue of filing and serving of documents. To this end, the court was not moved to vary the directions given on 20.6.2023 and on 28.9.2023. In that regard, the court will not belabour the issue any more, save to state that the previous directions given by the court on 20.6.2023 and 28.9.2023 shall apply.

**DATED, SIGNED AND DELIVERED AT NAIROBI THIS 1<sup>ST</sup> DAY OF FEBRUARY, 2024  
THROUGH MICROSOFT TEAMS.**

**LUCY N. MBUGUA**

**JUDGE**

In the presence of:-

Omaiyo for Plaintiffs (save 7<sup>th</sup>)

Ondiki 7<sup>th</sup> Plaintiff in Person

Opole holding brief for Mango for 3<sup>rd</sup> Defendant

Court Assistant: Eddel

