



**Katana v Mwamure (Environment & Land Case 30 of 2021)  
[2024] KEELC 6548 (KLR) (9 October 2024) (Ruling)**

Neutral citation: [2024] KEELC 6548 (KLR)

**REPUBLIC OF KENYA  
IN THE ENVIRONMENT AND LAND COURT AT MALINDI  
ENVIRONMENT & LAND CASE 30 OF 2021  
FM NJOROGE, J  
OCTOBER 9, 2024**

**BETWEEN**

**SHADRACK TABU KATANA ..... PLAINTIFF**

**AND**

**PHILIP NGOKA MWAMURE ..... DEFENDANT**

**RULING**

1. This court has considered the application dated 25/6/2024 and the grounds filed in opposition thereto dated 23/7/2024 in this matter. The application seeks leave to amend the plaint. The grounds are that there are new developments in the dispute in that the plaintiff has already been issued with a title deed, and that the amendments sought will enable this court determine the real question in controversy in the dispute. The application came up for hearing on 8/10/2024 when no party appeared. The application is hereby dismissed for non-attendance.

**RULING DATED, SIGNED AND DELIVERED AT MALINDI ON THIS 9<sup>TH</sup> DAY OF OCTOBER 2024.**

**MWANGI NJOROGE**

**JUDGE, ELC MALINDI**

