



**Sikalie (Chairman) Suing on behalf of Karen Langata District Association v
Nairobi City County Government; Director General Nairobi Metropolitan
Services & 3 others (Interested Parties) (Environment and Land Constitutional
Petition E027 of 2022) [2023] KEELC 16223 (KLR) (2 March 2023) (Ruling)**

Neutral citation: [2023] KEELC 16223 (KLR)

REPUBLIC OF KENYA

IN THE ENVIRONMENT AND LAND COURT AT NAIROBI

ENVIRONMENT AND LAND CONSTITUTIONAL PETITION E027 OF 2022

LN MBUGUA, J

MARCH 2, 2023

BETWEEN

**SAMORA SIKALIE (CHAIRMAN) SUING ON BEHALF OF KAREN LANGATA
DISTRICT ASSOCIATION APPLICANT**

AND

NAIROBI CITY COUNTY GOVERNMENT RESPONDENT

AND

**DIRECTOR GENERAL NAIROBI METROPOLITAN SERVICES . INTERESTED
PARTY**

**DIRECTOR GENERAL NATIONAL ENVIRONMENT MANAGEMENT
AUTHORITY INTERESTED PARTY**

PARLIAMENTARY SERVICE COMMISSION INTERESTED PARTY

ARPRIM CONSULTANTS INTERESTED PARTY

RULING

1. This ruling relates to the oral application made on February 20, 2023 by the petitioner for the extension of the interim orders issued on August 2, 2022. It is contended that the said orders were never vacated and relate to maintenance of status quo.
2. Both the Respondent and the Interested Parties have opposed the application averring that any such interim orders were vacated on October 19, 2022.
3. I find that on July 28, 2022, the court gave interim orders of maintenance of status – quo until further directions were given by the court.



4. On October 19, 2022, the court gave orders as follows

' For ANY interim orders given herein, the same shall not be extended.'

5. 'Any' means 'all indiscriminately' meaning any subsisting interim orders came to an end on October 19, 2022, thus the court cannot extend that which does not exist. It follows that the application for extension of interim order is not merited.

**DATED, SIGNED AND DELIVERED AT NAIROBI THIS 2ND DAY OF MARCH, 2023
THROUGH MICROSOFT TEAMS.**

LUCY N. MBUGUA

JUDGE

In the presence of:-

Mrs. Lichuma for Petitioner

Mwanyia for Respondent

Mr. Angaya for 3rd Interested Party

M/s Ambao holding brief for Mr. Amadi for the 4th Interested Party

Court assistant: Vanilla

