



REPUBLIC OF KENYA



**Thuo v Kariuki & 23 others (Environment & Land Case E025 of 2022)  
[2023] KEELC 21225 (KLR) (2 November 2023) (Ruling)**

Neutral citation: [2023] KEELC 21225 (KLR)

**REPUBLIC OF KENYA  
IN THE ENVIRONMENT AND LAND COURT AT ELDORET  
ENVIRONMENT & LAND CASE E025 OF 2022**

**EO OBAGA, J**

**NOVEMBER 2, 2023**

**BETWEEN**

**JOHN JOEL MAINA THUO ..... PLAINTIFF**

**AND**

**LUCY WAIRIMU KARIUKI ..... 1<sup>ST</sup> RESPONDENT**

**DENNIS ANYEGA NYAMBEGA ..... 2<sup>ND</sup> RESPONDENT**

**KENEDY MACANICA AYIEI ..... 3<sup>RD</sup> RESPONDENT**

**JOHN CHEGU NGUGI ..... 4<sup>TH</sup> RESPONDENT**

**VINCENT KIPLAGAT KIPCHUMBA ..... 5<sup>TH</sup> RESPONDENT**

**MARGARET ..... 6<sup>TH</sup> RESPONDENT**

**JASTAS MOGIRE ORERO ..... 7<sup>TH</sup> RESPONDENT**

**JOSEPH KAMAU NDUNGU ..... 8<sup>TH</sup> RESPONDENT**

**OBADIAH SAGIM ..... 9<sup>TH</sup> RESPONDENT**

**CHRISTOPHER ERABONGA MBASU ..... 10<sup>TH</sup> RESPONDENT**

**ALEX OMWENGA ONG'RO ..... 11<sup>TH</sup> RESPONDENT**

**LUCAS NYARINGA OGUTA ..... 12<sup>TH</sup> RESPONDENT**

**VIOLA JEBET ..... 13<sup>TH</sup> RESPONDENT**

**CHARLES MATORA ..... 14<sup>TH</sup> RESPONDENT**

**BENARD ACHOTE ..... 15<sup>TH</sup> RESPONDENT**

**MONICAH MOGURE ..... 16<sup>TH</sup> RESPONDENT**

**TABITHA NJERI ..... 17<sup>TH</sup> RESPONDENT**



GIBSON NZALWA .....	18 <sup>TH</sup> RESPONDENT
PETER NDUNG'U .....	19 <sup>TH</sup> RESPONDENT
BENJAMIN .....	20 <sup>TH</sup> RESPONDENT
PETER KARIBA .....	21 <sup>ST</sup> RESPONDENT
PATRICK MASADIA .....	22 <sup>ND</sup> RESPONDENT
COUNTY LAND REGISTRAR, UASIN GISHU .....	23 <sup>RD</sup> RESPONDENT
HON. ATTORNEY GENERAL .....	24 <sup>TH</sup> RESPONDENT

## RULING

1. This is a ruling in respect of Notice of Motion dated 31/3/2023. The applicants are seeking to substitute John Joel Maina Thuo (deceased) as his legal representatives.
2. The Deceased died on 16/7/2022. His legal representatives obtained limited grant of letters of administration ad litem on 1/12/2022. The cause of action survived the Deceased. This application was filed within one year of the demise of the Plaintiff. The two Applicants are therefore allowed to substitute the Deceased. Costs of this application shall be in the cause.

It is so ordered.

**DATED, SIGNED AND DELIVERED AT ELDORET ON THIS 2<sup>ND</sup> DAY OF NOVEMBER, 2023.**

**E. O. OBAGA**

**JUDGE**

In the virtual presence of;

M/s Salim for Mr. Oduor for Plaintiff.

