



Giti (Legal Representative of Magu Rutere) & 2 others v Thuo & 6 others (Environment & Land Case E69 of 2021) [2022] KEELC 15716 (KLR) (2 June 2022) (Ruling)

Neutral citation: [2022] KEELC 15716 (KLR)

**REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT AT KAJIADO
ENVIRONMENT & LAND CASE E69 OF 2021
MN GICHERU, J
JUNE 2, 2022**

BETWEEN

**SAMUEL GITHINJI GITI (LEGAL REPRESENTATIVE OF MAGU
RUTERE) 1ST PLAINTIFF
WILFRED NJOGU MWANIKI(LEGAL REPRESENTATIVE OF MWANIKI
MIANO) 2ND PLAINTIFF
PATRICK MWANIKI MBOGO (LEGAL REPRESENTATIVE OF MBOGO IRERI
T/A MAGANJO AND COMPANY) 3RD PLAINTIFF**

AND

**PETER KARANJA THUO 1ST DEFENDANT
HANNAH WANJIKU THUO 2ND DEFENDANT
MAGANJO AND COMPANY LIMITED 3RD DEFENDANT
NATIONAL HOUSING CORPORATION 4TH DEFENDANT
CHIEF LAND REGISTRAR 5TH DEFENDANT
LAND REGISTRAR, KAJIADO 6TH DEFENDANT
REGISTRAR OF COMPANIES 7TH DEFENDANT**

RULING

Upon perusal of the application dated January 4, 2022, I make the following orders;

1. Interlocutory judgment be and is hereby entered against the first, third and fourth defendants who have not entered appearance and or filed a defence within the prescribed period despite being duly served with summons to enter appearance.



The suit against them will proceed as undefended but the plaintiffs will have to formally prove the case.

2. Suit marked as withdrawn against the second defendant who is said to be deceased.
3. Pre - trial conference on November 28, 2022.
4. In the meantime, parties to fully disclose. Plaintiffs to serve the 5th, 6th and 7th defendants.

DATED SIGNED AND DELIVERED VIRTUALLY AT KAJIADO THIS 2ND DAY OF JUNE, 2022.

M.N. GICHERU

JUDGE

