



**REPUBLIC OF KENYA**

**IN THE ENVIRONMENT AND LAND COURT**

**AT NAIROBI**

**ELC NO. 6898 OF 1991**

**KAMUTHI FARMERS CO-OPERATIVE**

**SOCIETY LTD.....PLAINTIFF**

**AND**

**NAIROBI CITY COUNTY.....DEFENDANT**

**AND**

**SARAH WAITHERA NJUGUNA & 18 OTHERS.....INTERESTED PARTIES**

**DIRECTIONS**

1. I have considered the Notice of Motion dated 5<sup>th</sup> March 2021 together with the response thereof.
2. I have gone through the court record. On the 8<sup>th</sup> November 2018, Mrs. Maina for the defendant stated:-

*“ I would like to make an oral amendment that 54.5 acres do refer to LR NO 71/7/1 and the sewer 21.97 acres do refer to LR No 71/7/10”.*

*Mr. Emaanul Washe: No objection.*

*Court: The oral amendment is allowed.”*

3. It appears this was not captured in the decree. It is an error that can be rectified. There is no serious opposition to the application. I hereby allow the Notice of Motion dated 5<sup>th</sup> March 2021 in terms of prayer No 1 and 2. Costs be in the cause

It is so ordered.

**DATED, SIGNED AND DELIVERED IN NAIROBI ON THIS 24<sup>TH</sup> DAY OF JUNE 2021.**

.....

**L. KOMINGOI**

**JUDGE**

**In the presence of:-**

Mr. Ochwo for the Plaintiff

Ms Muthoni for Mrs. Maina for the Defendant

No appearance for the Interested Parties

Phyllis – Court Assistant