

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT CHUKA

CHUKA ELC CASE NO 50 OF 2017

FORMRLY MERU ELC CASE NO.120 OF 2014

PHILIP IKUURI MUTWEE.....PLAINTIFF

VERSUS

JOYCE KAMUNTHIRU MUTHENGI.....DEFENDANT

RULING

1. When the parties were to come to court on 15.2.2017 to show cause why this suit should not be dismissed for want of prosecution in terms of order 17 rule 2(1) of the Civil Procedure Rules, they did not turn up.

2. I am satisfied that the apposite notice was properly issued.

3. I find that the parties have failed to show cause why this suit should not be dismissed for want of prosecution in terms of order 17 rule 2 (1) of the Civil Procedure Rules.

The suit, therefore, merits dismissal.

4. The suit is dismissed.

5. It is so ordered.

Delivered in open court at Chuka this 15th day of February, 2017 in the presence of:

CA: Ndegwa

Plaintiff – absent

Defendant –absent

P.M. NJOROGE

JUDGE