



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA AT NAROK**

**MISC. APPLI NO. 4 OF 2017**

**RUKUTI OLE KORIATA.....APPLICANT**

**VERSUS**

**SANARE KARIANKEI.....RESPONDENT**

**RULING AND ORDER**

In the course of preparing a ruling in respect of this matter, it became clear that the order awarding costs against the Respondent was made by the Environment and Land Court at Nakuru (Sila Munyao, J) in ELC Case No. 329 of 2014 on 18/5/2016. It is important to point out that any appeal or reference that might be made against the award of costs, has to be filed in the Environment and Land Court and not the High Court. In the circumstances, this court lacks jurisdiction to entertain the instant application, which is hereby transferred to the ELC Court at Narok.

Order made on this 14<sup>th</sup> day of May, 2017 in the presence of Mr. Onduso for the Respondent and in the absence of Ms Nchoe for the Appellant.

**J. M. BWONWONGA**

**JUDGE**

**14/6/2017**