



**REPUBLIC OF KENYA**  
**IN THE ENVIRONMENT AND LAND COURT AT CHUKA**  
**CHUKA ELC SUIT NO. 1 OF 2019 (OS)**

JAMES MUTUGI MWITHI.....PLAINTIFF/1<sup>ST</sup> RESPONDENT

VERSUS

DEDAN MUGO MWANGI.....DEFENDANT

AND

ZIPPORAH KARIGU MUGAMBI.....1<sup>ST</sup> APPLICANT

JOHN MWATHI M'MUGAMBI.....2<sup>ND</sup> APPLICANT

JEREMIAH URAUKO MUGAMBI.....3<sup>RD</sup> APPLICANT

BEATRICE GACHUNKU .....4<sup>TH</sup> APPLICANT

DAVID MUTUGI KARIGU.....5<sup>TH</sup> APPLICANT

ESTHER KAREGI MARIGU .....6<sup>TH</sup> APPLICANT

JOSPHAT NJERU KIAAYA.....7<sup>TH</sup> APPLICANT

VERSUS

SABERA GAKUNDI MWITHI.....2<sup>ND</sup> RESPONDENT

BEATRICE KATHAMBI.....3<sup>RD</sup> RESPONDENT

CHARITY KAINDI.....4<sup>TH</sup> RESPONDENT

VIRIGINIA MUTHONI.....5<sup>th</sup> RESPONDENT

JOHN KIMATHI.....6<sup>TH</sup> RESPONDENT

ALICE KARIMI.....8<sup>TH</sup> RESPONDENT

GERLAND MUGAMBI.....9<sup>TH</sup> RESPONDENT

AND

JAMES MWENDAMWITHI.....10<sup>TH</sup> PROPOSED RESPONDENT

STANLEY MURITHI NYAMU.....11<sup>TH</sup> PROPOSED RESPONDENT

MARY WAMBUI MWABI.....12<sup>TH</sup> PROPOSED RESPONDENT

**RULING**

1. Miss Mutegi, the applicant's advocate asked the court to consolidate ELC. 1 OF 2019 (OS) and ELC.20 OF 2019 (OS) as the subject matter was the same. Mr. Kaai Mugambi, the respondent's advocate, told the court that he was not opposed to the intended consolidation.
2. The court hereby orders consolidation of ELC. 1 OF 2019 (OS) and ELC. 20 of 2019 (OS) **AND** ELC.1 of 2019 to be the lead file.
3. Parties, if they have not done so, are, by consent, **granted 7 days to fully** comply with order 11, CPR.
4. **Hearing of the consolidated suit** will be on **12<sup>th</sup> of October, 2020**.

**Delivered in open Court at Chuka this 28<sup>th</sup> day of September, 2020 in the presence of:**

CA: Ndegwa

Miss Mutegi for the Applicant

Kaai Mugambi for the Respondent

**P. M NJORGE,**

**JUDGE.**