



REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT MERU
CIVIL SUIT NO.17 OF 2008

JEVASIA MUKWANDIGA KIRAITHE.....1ST PLAINTIFF
HENRY MUNENE KIRAITHE.....2ND PLAINTIFF
FELIX KIMATHI MIRITI.....3RD PLAINTIFF
JOCLYNE KANYUA KIRAITHE.....4TH PLAINTIFF

VERSUS

PAUL KIRAITHE MPIUKI.....1ST DEFENDANT
AUGUSTINE KIRIMI MIRITI.....2ND DEFENDANT
MARANGU GITONGA.....3RD DEFENDANT
LUCY KANYUA MWIRICHIA.....4TH DEFENDANT
DENNIS MWENDA KANG'ORI.....5TH DEFENDANT

R U L I N G

On this Court's own Motion Notice was issued for the parties to show cause why this suit should not be dismissed for want of prosecution in terms of order 17 of the Civil Procedure Rules. The Notice signed by this Court's Deputy Registrar is dated 3.8.2015.

On 5.10.2015, the plaintiffs and/or their advocates were not in court. Mr. Murango Mwenda for the defendants urged the court to have the suit dismissed for want of prosecution.

I do find that no cause has been shown to the satisfaction of this court that the suit should not be dismissed. In the circumstances, this suit is dismissed.

I award costs to the defendants.

It is so ordered.

Delivered in open court at Meru this 5th day of October, 2015 in the presence of:

Cc: Lilian/Daniel

Murango Mwenda for Defendants

Plaintiff or Advocate absent

P. M. NJOROGE

JUDGE