



**REPUBLIC OF KENYA**  
**IN THE HIGH COURT OF KENYA AT MERU**  
**CIVIL CASE NO. 79 OF 2008**

GERALD MUTHUYIA.....PLAINTIFF

VERSUS

SILAS MWENDA MBUI & OTHERS.....DEFENDANTS

**R U L I N G**

This application is dated 18.6.2008 and seeks orders:

1. ***THAT this application be certified as urgent and be heard ex-parte in the first instance.***
2. ***THAT this Honourable Court do issue an order of temporary injunction restraining the defendants jointly and severally either by themselves, their servants, and/or agents from disposing of, charging, transferring or in any way interfering, with L. R. NO. NTIMA/NTAKIRA/3390 pending hearing ad determination of the suit.***
3. ***THAT this Honourable Court be pleased to make an order of inhibition to be registered against L. R. NO. NTIMA/NTAKIRA/3190 until this suit is heard and determined.***
4. ***THAT the costs of this application be provided for.***

By consent of the parties intimated to Court on 14.10.2014 this application is allowed with costs being in the cause.

By consent, it is ordered that:

1. ***The plaintiff's application dated 6th July, 2011 is marked withdrawn with costs to be in the cause.***
2. ***Parties do fully comply with order 11, CPR within 30 days from today.***
3. ***This suit is, with the Court's concurrence, transferred to the Chief Magistrate's Court in Meru for hearing and determination.***

It is so ordered.

**Delivered in Open Court at Meru this 14th day of October, 2014 in the presence of:**

Cc Daniel/Lilian

Ngunjiri for Plaintiff

Riungu for Defendant

**P. M. NJOROGÉ**

**JUDGE**