



Republic v Deputy County Commissioner Tigania Central & 2 others; Gatebia (Ex parte Applicant); Baariu (Interested Party) (Environment and Land Judicial Review Case E011 of 2025) [2025] KEELC 6802 (KLR) (7 October 2025) (Ruling)

Neutral citation: [2025] KEELC 6802 (KLR)

**REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT AT MERU
ENVIRONMENT AND LAND JUDICIAL REVIEW CASE E011 OF 2025
BM EBOSO, J
OCTOBER 7, 2025**

BETWEEN

REPUBLIC PLAINTIFF

AND

**DEPUTY COUNTY COMMISSIONER TIGANIA CENTRAL 1ST
RESPONDENT**

**THE HON ATTORNEY GENERAL, STATE LAW OFFICE 2ND RESPONDENT
DISTRICT LAND AND SETTLEMENT OFFICER TIGANIA CENTRAL/
EAST 3RD RESPONDENT**

AND

MARTHA GATEBIA EX PARTE APPLICANT

AND

BERNARD BAARIU INTERESTED PARTY

RULING

1. On 28/8/2025, this court granted the ex-parte applicant leave to bring a substantive judicial review motion within 21 days. On 3/9/2025, the ex-parte applicant brought a notice of motion dated 3/9/2025 seeking the very leave that had been granted on 28/8/2025.
2. In the absence of a proper substantive judicial review motion, this cause stands to be struck out for being fatally defective. The cause is struck out. The ex-parte applicant will be at liberty to initiate a fresh cause for leave.



3. This file shall be marked as “closed”. The ex-parte applicant shall bear costs of the parties who appointed advocates/counsel and filed responses. It is so ordered.

DATED, SIGNED AND DELIVERED IN OPEN COURT AT MERU THIS 7TH DAY OF OCTOBER, 2025

B M EBOSO [MR]

JUDGE

In the Presence of

Ms Wairimu for the Respondents

Mr. Otieno C for the Interested Party

Mr Mwiti for the Ex-parte Applicant

Court Assistant – Tupet

