



Murwithania & 3 others v M’ikiara & another (Environment and Land Appeal E039 of 2023) [2025] KEELC 7580 (KLR) (3 November 2025) (Ruling)

Neutral citation: [2025] KEELC 7580 (KLR)

**REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT AT MERU
ENVIRONMENT AND LAND APPEAL E039 OF 2023
BM EBOSO, J
NOVEMBER 3, 2025**

BETWEEN

**MARY KATHURE MURWITHANIA 1ST APPELLANT
HARRIET KINANU GUANTAI 2ND APPELLANT
JOHN MUTUMA MURWITHANIA 3RD APPELLANT
MOSES KINOTI MURWITHANIA 4TH APPELLANT**

AND

**MOSES KIMATHI M’IKIARA 1ST RESPONDENT
JOHN MURIUKI M’IKIARA (BOTH LEGAL REPRESENTATIVE OF M’IKIARA
ANTUANKURE) 2ND RESPONDENT**

RULING

1. The taxing officer of this court taxed the respondents’ bill of costs at Kshs 67,170. Subsequently, the respondent brought a notice of motion dated 18/6/2025 seeking an order entering judgment in their favour against the appellants in the sum of Kshs 67,170 in terms of the certificate of costs dated 17/6/2025. They also sought an order directing release of the sum of Kshs 50,000 deposited in court by the appellants as security. The application is not opposed.
2. The ruling of Yano J, dated 19/12/2024, gave final disposal orders in this appeal. Taking this into account, and given that the notice of motion dated 18/6/2025 is unopposed, the application is allowed in terms of prayer 2. Enforcement of the award of costs does not require another order entering judgment.

DATED, SIGNED AND DELIVERED AT MERU THIS 3RD DAY OF NOVEMBER, 2025

B M EBOSO [MR]



JUDGE

In Presence Of

Ms Abubakar for the Appellants

Mr John Muthomi for the Respondents

Court Assistant - Tupet

