

**IN THE COURT OF  
APPEAL  
AT ELDORET**  
**(CORAM: GACHOKA, J.A. - IN  
CHAMBERS) CIVIL APPLICATION NO.  
E060 OF 2025**

**BETWEEN**  
**JOSEPH KAMAU KAHUNGU.....APPLICANT**  
**AND**  
**ISAIAH WANYONYI.....1<sup>ST</sup>**  
**RESPONDENT LAND REGISTRAR-TRANS NZOIA COUNTY...**  
**.....2<sup>ND</sup> RESPONDENT LAND ADJUDICATION OFFICER**  
**-TRANS NZOIA COUNTY.....3<sup>RD</sup> RESPONDENT**

*(An application for leave to file the record of appeal out of time from the judgment and decree of the Environment and Land Court at Kitale (C.K. Nzili, J.) delivered on 16<sup>th</sup> June 2025*

*in*  
**ELC NO. 4 OF 2023)**  
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**RULING OF THE COURT**

1. The applicant has filed a notice of withdrawal dated 21<sup>st</sup> November 2025. Accordingly, the Notice of Motion dated 24<sup>th</sup> September 2025 is marked as withdrawn with no orders as to costs.

**Dated and delivered at Eldoret this 27<sup>th</sup> day of November 2025.**

**M. GACHOKA C.Arb, FCIArb.**

.....  
**JUDGE OF APPEAL**

*I certify that this is a  
True copy of the*

*original*  
*Signed*

**DEPUTY REGISTRAR**