

**REPUBLIC OF KENYA**  
**IN THE HIGH COURT OF KENYA**

**AT VOI**

**CIVIL APPEAL NO. E053 OF 2025**

**BENJAMIN MWANDAA.....1<sup>ST</sup>**

**APPELLANT**

**HAMISI KALELA.....2<sup>ND</sup>**

**APPELLANT**

**PETER MAGHANGA.....3<sup>RD</sup>**

**APPELLANT**

**=VERSUS=**

**HON. ELIJAH MWANDOE.....1<sup>ST</sup>**

**RESPONDENT**

**SULEIMAN MWAMBOGHA.....2<sup>ND</sup>**

**RESPONDENT**

**RULING**

1. This case was referred to the Court Annexed Mediation on 17<sup>th</sup> September 2025.
  
2. Apparently the Court Annexed Mediation did not resolve the case and the parties are back here.

3. In my opinion this case can be resolved amicably since the Chairman of Ndara B Community Land is on record as having said that the community is willing to settle the costs.
4. In the interest of justice this case is adjourned to 28<sup>th</sup> January 2026 to enable the committee of the community land to discuss the issue and revert to me.
5. Summons to issue to the Chairman to come to court on that day.

**Dated, signed and delivered this 2<sup>nd</sup> day of December 2025  
in open court at Voi High Court.**

**ASENATH ONGERI  
JUDGE**

**In the presence of:-**

**Court Assistant: Mabishi/Millicent**

**Miss Gathua for the Respondents**

**Mr. Onindo for the Appellants**