



REPUBLIC OF KENYA

IN THE ENVIRONMENT AND LAND COURT AT MERU

ELCL JUDICIAL REVIEW CASE NO. E010 OF 2025

**REPUBLIC.....APPLI
CANT**

=VERSUS=

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

**DISTRICT LAND ADJUDICATION & SETTLEMENT OFFICER,
TIGANIA CENTRAL /EAST.....2ND
RESPONDENT**

**THE ATTORNEY GENERAL,
STATE LAW OFFICE.....3RD
RESPONDENT**

=AND=

**BERNARD BAARIUINTERESTED
PARTY**

**DANIEL KIUNYE.....EX-PARTE
APPLICANT**

RULING

(EX-TEMPORE)

- 1.** The ex-parte applicant has made an oral plea to withdraw this judicial review application. The respondents and the interested party are not opposed to the withdrawal save that they insist on being awarded costs.
- 2.** Under **Section 27** of the **Civil Procedure Act**, costs follow the event. There are no proper grounds to warrant a departure from the above general principle. Consequently, the ex-parte applicant shall bear costs of the suit.
- 3.** The result is that this suit is marked **“withdrawn”**. The ex-parte applicant shall bear costs of the suit. It is so ordered.

DATED, SIGNED AND DELIVERED AT MERU THIS 2ND DAY OF DECEMBER, 2025.

B M EBOSO [MR]

JUDGE

IN PRESENCE OF

Mr. Joshua Mwiti for the Ex-parte Applicant

Mr. Otieno C for the Interested Party

Ms Wairimu for the Respondents

Court Assistant - Mr. E. Tupet