



REPUBLIC OF KENYA

IN THE ENVIRONMENT AND LAND COURT AT CHUKA

ELC CASE NO. E011 OF 2024

DOMINIC NJOKA.....APPLICANT

=VERSUS=

**ASHFORD
RESPONDENT**

MUTEMBEI.....1ST

**FIDELIA
RESPONDENT**

CIAMBUMBA.....2ND

**ELICK
RESPONDENT**

MUKUNDI KIRUNGURU.....3RD

**BENSON
RESPONDENT**

MWARANIA.....4TH

**MBAKA
RESPONDENT**

BAINI M MWARANIA.....5TH

**AGNES
RESPONDENT**

KARIMI MUTEGI.....6TH

**JERUSHA
RESPONDENT**

KAWIRA MUTEGI.....7TH

**EDWARD
RESPONDENT**

KINYUA KIRUNGURU.....8TH

**PINARD
RESPONDENT**

MUGENDI MBAKA.....9TH

NATHAN RESPONDENT	NJERU	MBAKA.....	10TH
JASPER RESPONDENT		MUGAMBI.....	11TH
EMILY RESPONDENT	KANGAI	KIRUNGURU.....	12TH
JULLIETA RESPONDENT	CIATHARAKA	NJAGI.....	13TH
CHRISTON RESPONDENT	KIMANTI	NYANGE.....	14TH
SAMSON RESPONDENT	MURITHI	NYAMU.....	15TH
BONFACE RESPONDENT	MUTEGI	NATHANIEL.....	16TH
ERICK RESPONDENT	MUTEMBEI	NATHANIEL.....	17TH
PETER RESPONDENT	MUBORERI	KIRUNGURU.....	18TH
DAVID RESPONDENT	MUKUNDI	MBAKA.....	19TH
JAPHET RESPONDENT	MUNENE	NJUE.....	20TH

RULING (EX-TEMPORE)

1. Vide the notice of motion dated 20/11/2025, the estate of the late **Fabiano Mugera** seeks an order substituting him with **Dominic Njoka**. The estate has exhibited a limited grant issued to **Dominic Njoka** by the Chief Magistrate Court at Chuka on 15/8/2025.

2. None of the defendants has opposed the application. In the circumstances, the plea for substitution is allowed in terms of prayers 2, 1 and 3. Costs of the application shall be in the cause. The amended plaint shall be filed and served within 14 unexcluded days from today.

DATED, SIGNED AND DELIVERED AT CHUKA THIS 11TH DAY OF DECEMBER, 2025.

B M EBOSO [MR]

ELC JUDGE

In the Presence of:

Ms. Musili for the Plaintiff

Mr. Muthomi Gitari for the 1st Defendant

Ms. Mbugua for the 2nd to 20th Defendants

Court Assistant - Mr. Mwangi