

**IN THE COURT OF
APPEAL AT NAIROBI**

(CORAM: MUSINGA, (P). (IN CHAMBERS))

CIVIL APPEAL (APPLICATION) NO. E370 OF 2023

BETWEEN

MUNGAI NGARUIYA.....APPELLANT

AND

THADDEUS MUTUKU (*Being sued as
the Chairman for and on behalf of
RUNDA PARADISE RESIDENTS ASSOCIATION*).....**RESPONDENT**

*(An appeal from the Ruling and Orders of the Environment and
Land Court of Kenya at Thika (J. G. Kemei, J.) dated 23rd March
2023*

in

ELC No. E128 of 2021)

RULING

1. By an application dated **17th September 2025** the firm of **N. K. Mugo and Company Advocates** seeks leave to cease acting for the appellant in this matter for the reason that the appellant has persistently failed, refused and/or neglected to settle their legal fees.
2. The appellant was served with the application but has not filed any response. He has, however, appointed the firm of M/s Wamae & Allen LLP to act for him in place of N. K. Mugo & Company

Advocates.

The newly appointed firm has already filed a Notice of Change of Advocates dated **18th September 2015**.

3. In the circumstances, the orders sought are granted as prayed.

Dated and delivered at Nairobi this 19th day of December, 2025.

D. K. MUSINGA, (PRESIDENT)

.....
JUDGE OF APPEAL

*I certify that this is
a true copy of the
original.*

Signed

DEPUTY REGISTRAR.

