



**REPUBLIC OF KENYA**

**IN THE ENVIRONMENT AND LAND COURT AT NAIROBI**

**ELC CIVIL CASE NO. 113 OF 2015 (OS)**

**IN THE MATTER OF: SECTION 27, 28 AND 159 OF THE REGISTERED LAND ACT CAP 300 THE LAWS OF KENYA (NOW REPEALED**

**AND**

**IN THE MATTER OF: SECTION 26(1) AND 80 (1) OF THE LAND REGISTRATION ACT, 2012**

**IN THE MATTER OF: THE CIVIL PROCEDURE ACT CAP 21 LAWS OF KENYA**

**AND**

**IN THE MATTER OF: TITLE LAND PARCEL NUMBER NGONG/NGONG/29225**

**BETWEEN**

**CATHERINE NAISINOI KASANGA.....PLAINTIFF**

**AND**

**JOASH NYAMACHE ONGWESO**

**THE DISTRICT LAND REGISTRAR-NGONG.....DEFENDANTS**

**RULING**

1. The notice of motion dated 10<sup>th</sup> February 2015 was brought under certificate of urgency. It is more than four (4) years. The said application has not been heard and determined to date.
2. I am guided by Section 19 of the ELC Act in directing that the hearing of the main suit be expedited. Accordingly I declare that the notice of motion dated 10<sup>th</sup> February 2015 be dispensed with.
3. Parties do comply with pretrial directions so that the suit can be heard fully.

It is so ordered.

**Dated, signed and delivered in Nairobi on this 9<sup>TH</sup> day of MAY 2019.**

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**L. KOMINGOI**

**JUDGE**

**In the presence of:-**

.....Advocate for the Plaintiff

.....Advocate for the Defendants

.....Court Assistant