

**REPUBLIC OF KENYA**  
**IN THE ENVIRONMENT AND LAND COURT AT MALINDI**  
**ELC NO. E105 OF 2025**

**CHINA COMMUNICATIONS CONSTRUCTION CO. LTD .....**  
**PLAINTIFF**

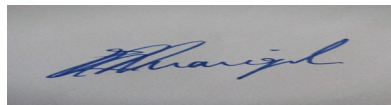
**VERSUS**

**SOUTH SEAS SERVICES LTD .....**  
**DEFENDANT**

**RULING**

1. In view of this court’s rationale employed and orders made today in the ruling on the plaintiff’s application in the present suit, and in adopting that rationale and for reasons of regimentation of orders and proceedings in this litigation, this court hereby orders as follows:
  - a. **The defendant’s Notice of Motion dated 2/9/25 in this case is allowed only in terms of prayers no. 4 thereof while the rest of the prayers are hereby dismissed;**
  - b. **Pursuant to the grant of prayer no 4 as above, ELC NO E105 OF 2025 shall be the lead file;**
  - c. **The costs of the application shall be in the cause.**

**Dated, signed and delivered at Malindi on this 11<sup>th</sup> February 2026.**



**MWANGI NJOROGE,**  
**JUDGE, ELC, MALINDI.**