



REPUBLIC OF KENYA

IN THE ENVIRONMENT AND LAND COURT AT MERU

ELC CASE NO. E018 OF 2022

**CECILIA NYOROKA MUGAMBI & LUCY KARIMI
MUGAMBI (*Suing as the Legal Representative
of the estate of RAPHAEL MUGAMBI*).....1ST
PLAINTIFF**

**FELICITY KANANA MAINGI (*Suing as the
Legal Representative of the estate of
FRANCIS MAINGI -DECEASED*).....2ND
PLAINTIFF**

**SILAS MWOBOWIA NBUI.....3RD
PLAINTIFF**

**SEBASTIAN NGARE MUGUONGO.....4TH
PLAINTIFF**

=VERSUS=

**ANDREW ODERO OPIYO.....1ST
DEFENDANT**

**SHADRACK MWITI MUGUNA.....2ND
DEFENDANT**

**JOSEPH MUNYUA MURIUKI.....3RD
DEFENDANT**

**LAWRENCE KIAUTHA ARITHI.....4TH
DEFENDANT**

**ZIPPORAH K. KIAUTHA5TH
DEFENDANT**

**JORAM GICHINGA KAMENCU.....6TH
DEFENDANT**

**ISAAC KAIMENYI.....7TH
DEFENDANT**

**SAMUEL KATHURIMA RINGERA.....8TH
DEFENDANT**

**JANET MUKIRI MWENDA.....9TH
DEFENDANT**

**SOLUTIONS SACCO SOCIETY LTD.....10TH
DEFENDANT**

**CREDIT BANK LIMITED11TH
DEFENDANT**

**FORMER COUNTY COUNCIL OF MERU THRO,
THE COUNTY GOVERNMENT OF MERU.....12TH
DEFENDANT**

**LAND REGISTRAR, MERU COUNTY.....13TH
DEFENDANT**

**THE HON ATTORNEY GENRAL.....14TH
DEFENDANT**

**JASON MWENDA MATHIU.....15TH
DEFENDANT**

**EYE FRIENDS CARE LIMITED.....16TH
DEFENDANT**

RULING

[EX-TEMPORE]

1. The application dated 20/1/2026 has two limbs. The first limb is a plea for an order of inhibition. This particular limb is opposed by some of the defendants. The second limb is a plea for leave to amend the plaint to bring on board additional defendants. This limb is not opposed by any of the existing defendants.
2. In the circumstances, prayer 3 of the application dated 20/1/2026 is granted. The further amended plaint shall be filed and served within 10 days. The plea for an inhibition order shall await the response of the new parties because they stand to be affected by any inhibition order issued in the suit. Hearing of the plea for an order of inhibition shall be on 28/4/2026 through brief oral submissions.

**DATED, SIGNED AND DELIVERED AT MERU THIS 18TH DAY
OF FEBRUARY, 2026**

**B M EBOSO [MR]
ELC JUDGE**

In the presence of:

Mr Kiruaii for the 1st and 4th Plaintiffs.

Ms Mutema for the 1st - 9th Defendants and the 15th and 16th Defendants.

Mr Kariuki for the 10th Defendant.

Ms E Wairimu for the 13th and 14th Defendant.

Mr Omari for the 2nd and 3rd Plaintiffs.

12th Defendant - Absent

Court Assistant - Tupet

ORIGINAL