

REPUBLIC OF KENYA

IN THE ENVIRONMENT AND LAND COURT AT CHUKA

CHUKA ELC CASE NO. 13 OF 2018

ALEXANDER NYAGA.....APPLICANT

VERSUS

BENJAMIN COLLINS MATI.....1ST RESPONDENT

GERRALD NYAGI WILSON.....2ND RESPONDENT

RULING

1. This matter came for defence hearing on **24th June, 2019**. Mr. I.C. Mugo, the plaintiff's advocate, told the court that he and M/s Ambani, the 2nd defendant's advocate, had agreed to adopt the defences in ELC 12 of 2018 (OS) as the defences in this case. The 1st defendant agreed.

2. The following directions are issued:

a) By consent, defences in ELC 12 of 2018 (OS) be adopted as defences in ELC 13 of 2018 (OS).

b) Parties are granted 21 days to simultaneously file their written submissions and soft copies thereof.

3. Parties to avail separate hard and soft copies for each of the 2 files.

4. Directions, by **consent, on 23.9.2019**

5. It is so ordered.

Delivered in open Court at Chuka this 24th day of June, 2019 in the presence of:

CA: Ndegwa

IC Mugo for the Plaintiff/Applicant

M/s Ambani for the Defendant/Respondent

P.M. NJOROGE

JUDGE