



**REPUBLIC OF KENYA**

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

**CHUKA ELC CASE NO. 06 OF 2019**

**MARYANN MOHAMED CHEABRIL**

**(Suing as the administrator of the estate**

**of Asha Jabril Mohamed (deceased).....PLAINTIFF**

**VERSUS**

**MICHAEL KOOME MBURUGU.....1<sup>ST</sup> DEFENDANT**

**ISIOLO COUNTY GOVERNMENT.....2<sup>ND</sup> DEFENDANT**

**JEDIEL KIRIMI RUTERE.....3<sup>RD</sup> DEFENDANT**

**CHIEF LAND REGISTRAR.....4<sup>TH</sup> DEFENDANT**

**THE NATIONAL LAND COMMISSION.....5<sup>TH</sup> DEFENDANT**

**THE DIRECTOR OF SURVEY.....6<sup>TH</sup> DEFENDANT**

**THE ATTORNEY GENERAL.....7<sup>TH</sup> DEFENDANT**

**RULING**

1. On **18.6.2019**, this matter came up for hearing. The names of the plaintiff and the defendants were called on outside court. They were all absent.

2. In terms of the provisions of Order 12(1) of the Civil Procedure Rules, this court was inclined to dismiss this suit. Upon considering that there was no certainty that all the parties were aware of the hearing date, I will give them another chance to be heard.

3. This court directs as follows:

1. The application dated **27<sup>th</sup> June, 2018**, filed by the plaintiff, will be heard interpartes on **15<sup>th</sup> July, 2019**.

2. Directions to be given on **15<sup>th</sup> July, 2019** and hearing of apposite issues to take place on the same day.

3. Notice to issue to all parties.

4. Orders accordingly.

**Delivered in open Court at Chuka this 18<sup>th</sup> day of June, 2019 in the presence of:**

CA: Ndegwa

M/s Kithaka h/b Murango Mwenda for the 3<sup>rd</sup> defendant

All parties and their advocates absent

**P.M. NJORGE**

**JUDGE**