

**IN THE COURT OF
APPEAL AT
NYERI**

(CORAM: KATWA KIGEN, J.A. (IN CHAMBERS))

CIVIL APPEAL (APPLICATION) NO. E0171 OF 2023

BETWEEN

**RICHARD KARUTI ANAMPIU (sued as legal representative
of the estate of M'ANAMPIU M'AMURU GATUNGA alias
ANAMPIU AMURU (Deceased)**

.....
APPELLANT

AND

**GABRIEL MUTUA AKWALU (Sued as legal representative of
the estate of JOSEPH M'AKWALU M'AMURU alias JOSEPH
GACHUI**

(Deceased).....RESPONDENT

*(Being an appeal from the judgment of the Environment and
Land Court at Meru (Nzili, J.) dated 10^h May, 2023*

in

ELC Case No. 33 of 2019(OS)

RULING

1. This an application dated 27th February 2025, brought under **Rule 23, Court of Appeal Rules**, seeking leave in favour of the Appellant to change his advocates.

2. On the application it is explained in his affidavit that the previous advocates for the Appellant **Mr. Geoffrey Gatari Ringera** is now deceased. A copy of certificate of death is annexed. He seeks leave to have **Mr. Julius Kiogora Arithi**, trading as **Kiogora Ariithi & Associates** take over the conduct of his case.
3. The applicable rule for change of advocates would seem to be **Rule 23(1) Court of Appeal Rules**. The rule does not seem to require leave. It requires the filing of Notice Of Change Of Advocates. Possibly this application was unnecessary.
4. However, out of caution, I hereby grant the leave sought, if there is a need.
5. I make no orders as to costs.

Dated and delivered at Nyeri this 27th day of March, 2026

KATWA KIGEN

REPUBLIC OF KENYA

.....

..... **JUDGE**

OF APPEAL