

**REPUBLIC OF KENYA**  
**IN THE ENVIRONMENT AND LAND COURT**  
**AT KAJIADO**  
**ELCLC E038 OF 2025**

ALLAN GACHIRI RAGI ..... 1<sup>ST</sup>

PLAINTIFF

NJUGUNA WAHOME ..... 2<sup>ND</sup>

PLAINTIFF

WILSON WAKABA ..... 3<sup>RD</sup>

PLAINTIFF

JAMES MAINA ..... 4<sup>TH</sup>

PLAINTIFF

VERSUS

FENNY BOSIBORI ..... 1<sup>ST</sup>

DEFENDANT

GESUMWA MAYIEKA ..... 2<sup>ND</sup>

DEFENDANT

NYAGATE MAYIEKA ..... 3<sup>RD</sup>

DEFENDANT

**DIRECTIONS KJD ELCLC/E038/2025**

JEREMIAH MWEBI ..... 4<sup>TH</sup>

DEFENDANT

### **DIRECTIONS**

***(In respect of the motion dated 30<sup>th</sup> March 2026 by one Njuguna Wahome referring to himself as the '2<sup>nd</sup> Plaintiff').***

#### **Background.**

1. This suit was instituted by way of a plaint dated 24<sup>th</sup> March 2025 drawn, signed and filed by Allan Gachiri Ragi of P.O BOX 69866, Nairobi. The verifying affidavit of even date too is deposed by Allan Gachiri Ragi alone. No authority authorizing Allan Gachiri Ragi to plead on behalf of any other person is attached to the plaint.
2. The others, so-called 2<sup>nd</sup>, 3<sup>rd</sup> & 4<sup>th</sup> plaintiffs did not sign the plaint; neither did they sign a verifying affidavit to accompany the plaint.
3. Order 2 rule 16 of the Civil Procedure Rules provides that;  
***“Every pleading shall be signed by an Advocate or recognized agent (as defined by order 9, Rule 2) or by the party if he sues in person.”***

4. So for all intents and purposes, there is only one plaintiff in this matter; Allan Gachiri Ragi, who signed the plaint personally signifying that he was suing in person. The 2<sup>nd</sup>, 3<sup>rd</sup> & 4<sup>th</sup> plaintiffs are for want of a better term, busybodies and strangers in this suit.
5. The supposed Applicant, one, Njuguna Wahome, cannot therefore file an application in this suit, as he has purported to, as if he were a plaintiff in this matter. His application has no basis since he is not a party in this suit.
6. I will therefore proceed without any hesitation, to strike out the application dated 30<sup>th</sup> March 2026, by one Njuguna Wahome but with no orders as to costs.

It is so ordered.

**Dated Signed and Delivered at Kajiado Virtually this 10<sup>th</sup>  
Day of April 2026.**

**M.D. MWANGI**  
**JUDGE**

**In the virtual presence of:**

Mr. Manani for the Plaintiff

Mr. Mr. Gesumwa for the Defendants/Respondents

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Court Assistant: Philomena

**M.D. MWANGI**  
**JUDGE**

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