



REPUBLIC OF KENYA

IN THE ENVIRONMENT AND LAND COURT AT MERU

ELCL (JR) CASE NO. E019 OF 2025

REPUBLIC.....APPLICANT

=VERSUS=

**DISTRICT COUNTY COMMISSIONER
TIGANIA CENTRAL.....1ST
RESPONDENT**

**DISTRICT LAND AND SETTLEMENT OFFICER
TIGANIA CENTRAL/EAST.....2ND
RESPONDENT**

**THE HON ATTORNEY GENERAL,
STATE LAW OFFICE.....3RD
RESPONDENT**

=BETWEEN=

**JAMES KOBIAINTERESTED
PARTY**

**MOSES MUTIGA NABEA.....1ST EX-PARTE
APPLICANT**

**NAAMA MUNYUA NABEA.....2ND EX-PARTE
APPLICANT**

RULING

(EX-TEMPORE)

1. Before court is the substantive motion dated 25/10/2025, brought by the ex-parte applicants herein. First, they are not present to persecute it and to respond to the issues raised by the respondents and the interested party. Secondly, it has emerged that the motion was brought outside the period prescribed in the order granting leave. Thirdly, it has emerged that the ex-parte applicants uploaded the motion but never remitted the requisite court filing fee.
2. For the above three reasons, the motion is struck out and this file is marked **“Case closed”**. The ex-parte applicants shall bear costs of the suit.

DATED, SIGNED AND DELIVERED AT MERU THIS 15TH DAY OF APRIL, 2026.

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

In the presence of:

Mr Makomere for the Interested Party.

Ms E. Wairimu for the Respondents

Respondents

Court Assistant – Mr. E. Tupet