



**Pemu Engineering and Equipment Limited v Baron Capital Limited (Environment and Land Case E032 of 2025) [2025] KEELC 5511 (KLR) (24 July 2025) (Ruling)**

Neutral citation: [2025] KEELC 5511 (KLR)

**REPUBLIC OF KENYA  
IN THE ENVIRONMENT AND LAND COURT AT KAJIADO  
ENVIRONMENT AND LAND CASE E032 OF 2025**

**MD MWANGI, J  
JULY 24, 2025**

**BETWEEN**

**PEMU ENGINEERING AND EQUIPMENT LIMITED ..... PLAINTIFF**

**AND**

**BARON CAPITAL LIMITED ..... DEFENDANT**

*(In respect of the plaintiff's application dated 17th March 2025 seeking an order of temporary injunction pending the hearing and determination of the main suit)*

**RULING**

1. The application under consideration is the notice of motion dated 17<sup>th</sup> March 2025 whereby the plaintiff seeks an order of temporary injunction to restrain the defendant from disposing of the suit property, the parcel of land known as Kajiado/Kaputiei-North/36526, pending the hearing and determination of the suit. The plaintiff has filed an affidavit of service confirming service upon the defendant's advocates. In spite of service, the defendant has not responded to the application.
2. I have carefully considered the motion which is premised on the grounds on the face of it and on the supporting affidavit of Peter Muthee sworn at Nairobi on 17<sup>th</sup> March 2025. The apprehension by the plaintiff that the defendant may dispose of the suit property or deal with it in a way prejudicial to his interests is well founded. I am therefore persuaded that the plaintiff's application meets the threshold for the grant of orders of a temporary injunction pending the hearing and determination of this suit.
3. Consequently, I allow the plaintiff's application in terms of prayer 3 thereof, thereby issuing an order of temporary injunction to prohibit, stop and restrain the respondent, either by itself, its agents, servants or any other person from disposing of by way of sale, lease, charge, subdivision or in whichever way dealing with the parcel of land known as Kajiado/Kaputiei-North/36526, pending the hearing and determination of this suit.



4. I do not find it necessary to order that the title of the suit property be deposited in this court as sought by the plaintiff under prayer 4 in the application; rather, I direct that the order of temporary injunction issued herein be registered as a restriction against the title of the suit property, Kajiado/ Kaputiei-North/36526, by the Land Registrar, Kajiado, pending the hearing and determination of this suit or until further orders by the court.
5. The costs of this application shall be in the cause.

It is so ordered.

**DATED SIGNED AND DELIVERED AT KAJIADO VIRTUALLY THIS 24<sup>TH</sup> DAY OF JULY 2025.**

**M.D. MWANGI**

**JUDGE**

In the virtual presence of:

Mr. Kirimi for the Plaintiff/Applicant

N/A by the Defendant/Respondent

Court Assistant: Edwin

