



**REPUBLIC OF KENYA**

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

**CHUKA ELC CASE NO. 176 OF 2017**

**FORMERLY MERU ELC. 244 OF 2013**

**DANIEL KIAMBATI KAJIU.....PLAINTIFF**

**VERSUS**

**JAPHET KITHURE RUGURU & 2 OTHERS.....DEFENDANTS**

**RULING**

1. When the parties were to come to court on **18.1.2018** to show cause why this suit should not be dismissed for want of prosecution in terms of **order 17 rule 2(1) of the Civil Procedure Rules**, they did not turn up.
2. I am satisfied that the apposite notice was properly issued.
3. I find that the parties have failed to show cause why this suit should not be dismissed for want of prosecution in terms of **order 17 rule 2(1) of the Civil Procedure Rules**. The suit, therefore, merits dismissal.
4. The suit is dismissed.
5. It is so ordered.

**Delivered in open court at Chuka this 18<sup>th</sup> day of January, 2018**

in the presence of:

CA: Ndegwa

Parties not in court

**P.M. NJOROGE**

**JUDGE**