



**REPUBLIC OF KENYA**

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

**CHUKA ELC CASE NO. 181 OF 2017**

**FORMERLY MERU ELC. 106 OF 2013**

**BENJAMIN KARIUKI NGAI.....PLAINTIFF**

**VERSUS**

**HUMPHREY MUGAMBI NGETI..... DEFENDANT**

**RULING**

1. When the parties were to come to court on **17.1.2018** 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 17<sup>th</sup> day of January, 2018 in the presence of:**

**CA: Ndegwa**

Parties not in court

**P.M. NJOROGE**

**JUDGE**