



**REPUBLIC OF KENYA**

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

**CHUKA LAND CASE NO 13 OF 2017**

**FORMERLY MERU ELC CASE NO.04 OF 2016**

**MAKEMBO KAYA.....PLAINTIFF**

**VERSUS**

**SILAS NYAGA.....1<sup>ST</sup> DEFENDANT**

**JOSEPH MUGAMBI KAMUYU.....2<sup>ND</sup> DEFENDANT**

**ELIJAH MUTHENGI KAMUYU.....3<sup>RD</sup> DEFENDANT**

**GRACE GITHINJI KAMUYU.....4<sup>TH</sup> DEFENDANT**

**RUTH MWENDE.....5<sup>TH</sup> DEFENDANT**

**JACOB MUTETHIA GAKIRORU.....6<sup>TH</sup> DEFENDANT**

**JOHN KAMUNYU GAKIRORU.....7<sup>TH</sup> DEFENDANT**

**RULING**

1. This suit was to be heard on **6.2.2018**. When the suit was called on, the parties were not in court. In accordance with the requirement of Order 12 Rule 1 of the Civil Procedure Rules, the suit was called on outside court. It was confirmed that the **parties were absent**.

2. In the circumstances, this **suit is dismissed**.

3. No costs are awarded.

4. It is so ordered.

**Delivered in open court at Chuka this 6<sup>th</sup> day of February, 2018 in the presence of:**

CA: Ndegwa

Parties absent

**P. M. NJOROGE,**

**JUDGE.**