

REPUBLIC OF KENYA

IN THE ENVIRONMENT AND LAND COURT

AT CHUKA

CHUKA ELC CASE NO. 239 OF 2017

FORMERLY MERU ELC 63 OF 2014

GITONGA NKANGA.....PLAINTIFF

VERSUS

KARUGU KIBATA.....DEFENDANT

RULING

1. When the parties were to come to court on **15.03.2018** 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 15th day of March, 2018

in the presence of:

CA: Ndegwa

Parties not in court

P.M. NJORGE

JUDGE