

REPUBLIC OF KENYA

IN THE ENVIRONMENT AND LAND COURT AT CHUKA

CHUKA ELC CASE NO. 241 OF 2017

FORMERLY MERU ELC. 35 OF 2015

NDIIRI MBOGO NYAGA & 4 OTHERS.....PLAINTIFFS

VERSUS

SHADRACK KIRIGIA NTHIGA..... DEFENDANT

RULING

1. When the parties were to come to court on **08.03.2018** 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 **08th day of March, 2018** in the presence of:

CA: Ndegwa

Parties not in court

P.M. NJOROGE

JUDGE