



**REPUBLIC OF KENYA**

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

**ELC MISC JR 53 OF 2011**

**REPUBLIC ..... APPLICANT**

**VERSUS**

**MERU CENTRAL DISTRICT DISPUTE TRIBUNAL ... 1<sup>ST</sup> RESPONENT**

**CHIEF MAGISTRATE COURT (MERU) ..... 2<sup>ND</sup> RESPONDENT**

**BETTY KAGWIRIA ..... 3<sup>RD</sup> RESPONDENT**

**MARY GACHERI MERERIA ..... 4<sup>TH</sup> RESPONDENT**

**SAMSON MUGAMBI MWERERIA ..... 5<sup>TH</sup> RESPONDENT**

**M'MWERERIA M'RINKANYA .... EXPARTE APPLICANT/APPLICANT**

**RULING**

1. The application dated 27<sup>th</sup> April 2018 seeks the following orders

i. Spent.

ii. That the honourable be pleased to allow the firm of Okubasu & Munene advocates to come on record after judgment in place of AG Riungu & Co. Advocates.

iii. That the honourable court be pleased to grant any other order or better relief as shall meet the ends of justice.

iv. That cost of this application be provided for.

2. The application is supported by grounds on the face of the application and on the affidavit of the applicant.

3. I note that the tribunal award was quashed via the judgment of this court given on 30.6.2017. There is nothing in the way for the applicant to subdivide his land as he wishes. It follows that the prayers sought herein are merited. The application is allowed with no orders as to costs.

**DATED, SIGNED AND DELIVERED IN OPEN COURT AT MERU THIS 15<sup>th</sup> DAY OF MAY, 2018 IN THE PRESENCE OF:-**

**Court Assistant: Janet/Galgalo**

**Okubasu for plaintiff absent**

**Mutunga holding brief for Kiongo for respondent**

**HON. LUCY. N. MBUGUA**

**ELC JUDGE**