

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT MERU

ENVIRONMENT AND LAND COURT

ELC NO. 6B OF 2012

CHARLES KITHINJI THURANIRAPLAINTIFF

VERSUS

KAIGERA M'ITWAMIKWA1ST DEFENDANT

PIUS MUKARIA2ND DEFENDANT

R U L I N G

1. The Consent dated 10:17:16 and fixed in Court on 07:02:17 is adopted as a Judgment of the Court. It is in the following terms:-

By Consent:-

(1) A permanent order of Injunction be and is hereby issued restraining the defendants, their agents, servants, and/or employees or whomsoever acting on their behalf or instructions from entering, invading, moving into, trespassing upon, demanding and harvesting plaintiff's crops planted in land parcels Nos. Abothuguchi/Ruiga/1828, Abothuguchi/ Ruiga/1827, Abothuguchi/Ruiga/1758, Abothuguchi/ Ruiga/1715 and Abothuguchi/Ruiga/1757 and /or in any other manner whatsoever from interfering with the Plaintiff's ownership, use, occupation and/or possession of the Plaintiff's aforesaid parcels of land.

(2) That each party to meet his own costs of the suit.

2. In essence the suit is settled.

DELIVERED IN OPEN COURT AT MERU THIS 27TH DAY OF FEBRUARY, 2017 IN THE PRESENCE OF: -

C:A Mungai/Kananu

J.G. Gitonga for the Plaintiff

Kaigera M'Itwamikwa – 1st Defendant

Pius Mukaria-2nd Defendant

L.N. MBUGUA

JUDGE