



**REPUBLIC OF KENYA**

**IN THE ENVIRONMENT AND LAND COURT**

**AT NAIROBI**

**MILIMANI LAW COURTS**

**ELC. CASE NO. 694 OF 2014**

**RUAI CENTRAL 54 ASSOCIATION.....PLAINTIFF**

**VERSUS**

**PADDY KAMAU NG'ANG'A.....1<sup>ST</sup> DEFENDANT**

**GEORGE WANYUTU BORO.....2<sup>ND</sup> DEFENDANT**

**RULING**

I have considered Notice of Motion dated 15<sup>th</sup> April 2015. Prayer No. 5 thereof seeks the consolidation of this suit with ELC. 395 of 2011. I did issue direction on 30/10/2015 after perusing both files and issued an order that the two suits cannot be consolidated as they related to different parties and different parcels of land.

The order has not been reviewed. The other prayers in the Application cannot be granted for the reason that they encroach into the realm of the trial of this suit which is yet to commence. The application is therefore dismissed. Costs shall be in the cause.

A pre-trial conference shall be held before the Deputy Registrar, Environment and Land Court on 25/4/2017.

**DELIVERED, DATED AND SIGNED AT NAIROBI THIS 31<sup>ST</sup> DAY OF MARCH 2017.**

**MARY M. GITUMBI**

**JUDGE**