



**REPUBLIC OF KENYA**  
**IN THE ENVIRONMENT AND LAND COURT**

**AT NAIROBI**

**MILIMANI LAW COURTS**

**ELC. CASE NO. 718 OF 2014**

**MARTIN MUNORU THIONGO .....1<sup>ST</sup> PLAINTIFF**

**GABRIEL WAIGANJO KUNGU.....2<sup>ND</sup> PLAINTIFF**

*(suing as legal representatives to the estate of THIONGO WAIGANJO*

**MARY WABENE KARITA.....3<sup>RD</sup> PLAINTIFF**

**VERSUS**

**ANN WANGUI WALLACE & OTHERS ..... DEFENDANT**

**RULING**

I have considered Chamber Summons dated 19<sup>th</sup> March 2015 and the Supporting Affidavit and annexure. I have also considered the 2<sup>nd</sup> Defendants Replying Affidavit sworn on 28<sup>th</sup> May 2015. I consider the Application to be meritorious and do hereby allow it. Costs in the cause.

Further mention on 20/6/2017 to chart the way forward. The Plaintiff to serve the Defendant.

**DELIVERED, DATED AND SIGNED AT NAIROBI THIS 24<sup>TH</sup>**

**DAY OF MARCH 2017.**

**MARY M. GITUMBI**

**JUDGE**