



**REPUBLIC OF KENYA**

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

**CHUKA MISC JR CASE NO. 03 OF 2017**

**FORMERLY MERU MISCELLANEOUS CIVIL APPLICATION CASE NO.41 OF 2010**

**IN THE MATTER OF AN APPLICATION FOR ORDERS OF JUDICIAL REVIEW IN THE  
NATURE OF CERTIORARI**

**AND**

**IN THE MATTER OF SS 8 & 9 OF THE LAW REFORM ACT, CAP 26 LAWS OF KENYA**

**AND**

**IN THE MATTER OF LAND DISPUT TRIBUNAL CASE NO. 7 OF 2009 (CHUKA) AND**

**CHUKA PRINCIPAL MAGISTRATE'S LDT NO. 2 OF 2010**

**AND**

**IN THE MATTER OF LR NO. KARINGANI MUGIRIRWA/2356**

**BETWEEN**

**REPUBLIC.....APPLICANT**

**VERSUS**

**CHAIRMAN (LAND DISPUTES TRIBUNAL MERU SOUTH).....1<sup>ST</sup> RESPONDENT**

**JEDIEL GITARI MWATHANI.....2<sup>ND</sup> RESPONDENT**

**MWATHANI NJERU.....EX-PARTE**

**RULING**

1. When the parties were to come to court on 15.3.2017 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 15<sup>th</sup> day of March, 2017 in the presence of:

CA: Ndegwa

Parties - absent

**P. M. NJOROGE**

**JUDGE**