



**REPUBLIC OF KENYA**

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

**CHUKA MISC JR CASE NO. 06 OF 2017**

**FORMERLY MERU CIVIL APP. CASE NO. 80 OF 2011**

**IN THE MATTER OF AN APPLICATION FOR LEAVE TO APPLY FOR JUDICIAL REVIEW  
ORDERS OF CERTIORARI AGAINST MUTHAMBI DIVISION LAND DISPUTE TRIBUNAL**

**AND**

**IN THE MATTER OF MUTHAMBI DIVISION LAND DISPUTE TRIBUNAL CASE NO. 22 OF  
2010**

**AND**

**IN THE MATTER OF LAND PARCEL NO. MUTHAMBI/GATUA/463**

**LOYFORD NJAGI MWIANDI.....EX-PARTE APPLICANT**

**VERSUS**

**CHAIRMAN, MUTHAMBI DIVISION LAND DISPUTE TRIBUNAL....RESPONDENT**

**ANTONY MURITHI M'ITHARI.....INTERESTED PARTY**

**RULING**

1. Parties were to come to court to show cause why the suit should not be dismissed for want of prosecution in terms of order 17 Rule 2(1) of the Civil Procedure Rules.
2. The Applicant and the Interested party, despite service did not come to court.
3. Mr. Kiongo, for the AG for the Respondent, told the court that the applicant and his advocate had not come to court to show cause why this suit should not be dismissed for want of prosecution. He urged the court to dismiss the suit.
4. I find that the parties have not come to court to show cause why this suit should not be dismissed.
5. In the circumstances, this suit is dismissed.
6. 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

Kiongo for the Respondent

Other parties absent

**P.M. NJOROGE**

**JUDGE**