



**REPUBLIC OF KENYA**

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

**CHUKA ELC CASE NO 56 OF 2017**

**FORMERLY MERU ELC CASE NO.67 OF 2015**

**ROSALID JULIA NGUGI MURUNGI (ON BEHALF OF DECEASED ESTATE OF JAMLICK  
NJAGI.....PLAINTIFF**

**VERSUS**

**WASHINGTON RWIGI.....1<sup>ST</sup> DEFENDANT**

**HUMPHREY MUCHIRI.....2<sup>ND</sup> DEFENDANT**

**RULING**

1. When the parties were to come to court on 5.4.2017 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 5<sup>th</sup> day of April, 2017 in the presence of:**

**CA: Ndegwa**

**Parties – absent**

**P.M. NJOROGE**

**JUDGE**