

REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT
AT NAIROBI
MILIMANI LAW COURTS
ELC. CASE NO. 67 OF 2011

DISHON GITAU MBURU.....PLAINTIFF

VERSUS

NAIROBI CITY COUNCIL.....1ST DEFENDANT

FRANCIS GICHOMO.....2ND DEFENDANT

RULING

Notice of Motion dated 10th July 2015 is hereby dismissed with costs as it has been overtaken by events. It seeks the setting aside of the interlocutory Judgment entered in this suit on 8th April 2011 without taking into account that the suit proceeded the hearing as a formal proof before Koome J.A and she delivered her judgment on 30th March 2012.

DELIVERED, DATED AND SIGNED AT NAIROBI THIS 22ND DAY OF SEPTEMBER 2017.

MARY M. GITUMBI

JUDGE