



REPUBLIC OF KENYA

IN THE ENVIRONMENT AND LAND COURT OF KENYA AT CHUKA

CHUKA ELC PETITION CASE NO. 6 OF 2017

FORMERLY MERU ELC PETITION CASE NO. 4 OF 2012

IN THE MATTER OF THE CONSTITUTION OF THE REPUBLIC OF KENYA (2010)

AND

IN THE MATTER OF THE VIOLATION OF THE PROVISIONS OF THE BILL OF RIGHTS

AND

**IN THE MATTER OF ENFORCEMENT OF THE BILL OF RIGHTS UNDER ARTICLES 22(1),
23 AND 258 OF THE CONSTITUTION OF KENYA, 2010**

AND

**IN THE MATTER OF RULE 19 OF THE SIXTH SCHEDULE (TRANSITIONAL AND
CONSEQUENTIAL PROVISIONS) OF THE CONSTITUTION OF THE REPUBLIC OF
KENYA**

BETWEEN

JULIET MUTHONI NTARARA.....PETITIONER

VERSUS

THE DISTRICT LAND ADJUDICATION & SETTLEMENT

OFFICER (MERU SOUTH).....1ST RESPONDENT

THE ATTORNEY GENERAL.....2ND RESPONDENT

CELESTINO RUNGU.....3RD RESPONDENT

RULING

1. When the parties were to come to court on **19.10.2017** 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 **19th day of October, 2017** in the presence of:

CA: Ndegwa

Parties not in court

P.M. NJORGE

JUDGE