



**REPUBLIC OF KENYA**  
**IN THE ENVIRONMENT AND LAND COURT AT CHUKA**  
**CHUKA ELC CASE NO. 215 OF 2017**  
**FORMERLY EMBU ELC CASE NO.266 OF 2015**  
**FORMERLY MERU ELC CASE NO.8 OF 2015**

**MUTEGI MUGWETWA.....**  
**.....PLAINTIFF**

**VERSUS**

**COUNTY MINISTRY OF LANDS, PHYSICAL PLANNING ENERGY &**

**ICT COUNTY GOVERNMENT OF THARAKA NITHI .....1<sup>ST</sup>**  
**DEFENDANT**

**COUNTY GOVERNMENT OF THARAKA NITHI DIRECTOR GENERAL.....2<sup>ND</sup>**  
**DEFENDANT**

**(KENYA URBAN RURAL AUTHORITY).....3<sup>RD</sup>**  
**DEFENDANT**

**KENYA URBAN ROADS AUTHORITY.....4<sup>TH</sup>**  
**DEFENDANT**

**THE REGIONAL MANAGER-UPPER EASTERN (KENYA URBAN ROADS AUTHORITY)**  
**.....5<sup>TH</sup> DEFENDANT**

**TERRITORIAL WORKS (K) LTD.....6<sup>TH</sup>**  
**DEFENDANT**

**RULING**

1. On 7<sup>th</sup> November, 2017 the plaintiff’s advocate and the advocate representing the 3<sup>rd</sup> to 5<sup>th</sup> defendants proffered a consent which they asked the court to adopt as its order. The consent is in the following terms:

“That by consent:

**1.The** Executive Officer, the Land Registrar, Land Surveyor and the Surveyors of the parties do visit the scene and prepare report within 45 days.

Costs be in the cause to be borne by the plaintiff

**2.The** status quo be maintained

Signed:

Murimi Murango for the plaintiff

Kiongo for the 3<sup>rd</sup> to 5<sup>th</sup> defendant & also h/b for Waweru Gatonye for interested parties.

2. The consent is adopted as an order of this court.

3. Mr.Murimi Murango for the plaintiff and Mr. Kiongo for 3<sup>rd</sup> to 5<sup>th</sup> defendants are directed to take charge regarding implementation of this consent.

4. It is so ordered.

Delivered in open court at Chuka this **7<sup>th</sup> day of November, 2017** in the presence of:

CA: Ndegwa

Murimi Murango for the plaintiff

Kiongo for 3<sup>rd</sup> to 5<sup>th</sup> defendants

Kiongo h/b for Gatonye for the interested party

**P. M. NJOROGE**

**JUDGE**