



REPUBLIC OF KENYA

IN THE ENVIRONMENT AND LAND COURT AT CHUKA

CHUKA ELC MISCELLANEOUS APPLICATION CASE NO. 08 OF 2017

FORMERLY MERU ELC MISCELLANEOUS APPLICATION CASE NO. 68 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. When the parties were to come to court on **20.12.2017** 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 17rule 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 **20th day of December, 2017** in the presence of:

CA: Ndegwa

Parties not in court

P.M. NJORGE

JUDGE