



**REPUBLIC OF KENYA**  
**IN THE HIGH COURT OF KENYA**  
**AT CHUKA**

**ELC CASE NO. 100 OF 2017**

**FORMERLY MERU ELC 121 OF 2008 (OS)**

**SILAS MARIGU MWARIA.....PLAINTIFF**

**VERSUS**

**AYUB MUCHEGE MURIGO.....DEFENDANT**

**RULING**

1. When the parties were to come to court on **14.12.2017** 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 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 **14<sup>th</sup> day of December, 2017** in the presence of:

CA: Ndegwa

Parties not in court

**P.M. NJOROGE**

**JUDGE**