



**REPUBLIC OF KENYA**

**IN THE ENVIRONMENT AND LAND COURT AT CHUKA**

**CHUKA ELC CIVIL APPEAL CASE NO 12 OF 2017**

**FORMERLY MERU ELC CIVIL APPEAL CASE NO. 48 OF 2015**

DEDICAN NTHIGA NTWERO.....APPELLANT

VERSUS

VINCENT MUTUGI KIMORO.....1<sup>ST</sup> RESPONDENT

GERAVASIO GACWE KIMORO.....2<sup>ND</sup> RESPONDENT

PATRICK KITHURU KIMORO.....3<sup>RD</sup> RESPONDENT

**RULING**

1. This Appeal was listed for dismissal on 6.12.2017.
2. Notice had been properly issued to the parties.
3. The parties are not in court.
4. In the circumstances, this suit is dismissed in terms of Order 42 Rule 35 (2) of the Civil Procedure Rules.

**Delivered in open court at Chuka this 6<sup>th</sup> day of December, 2017**

in the presence of:

CA: Ndegwa

Parties absent

**P.M. NJOROGE**

**JUDGE**