

REPUBLIC OF KENYA

ENVIRONMENT AND LAND COURT AT MIGORI

MISC CIVIL APPEAL CASE NO. 14 OF 2017

ESTHER MUGUTSA VUSUTU.....APPLICANT

VERSUS

BOKE CHACHA MWITA.....1ST RESPONDENT

STEPHENE MAGAIWA MWITA.....2ND RESPONDENT

RULING

1. By a Notice of Motion dated 22/3/2017, the applicant respondent by Muniko Robi Advocate seeks transfer of Kehancha PMCC No. 8/2016 to this court together with costs in the cause.
2. The matter is for mention today.
3. Mr. Muniko prays to withdraw it application with no costs.
4. I find the prayer merited. I refer to Court of Appeal Civil **Appeal No. 287/2016**, and recent gazettment of additional magistrate to handle ELC matters.
5. I allow it with no order as to costs hence Notice of Motion withdrawn accordingly.

G. M. A. ONGONDO

JUDGE

DELIVERED, SIGNED and DATED in open court at MIGORI this **6th** day of **December 2017**.

G. M. A. ONGONDO

JUDGE

In the presence of:

Mr. Muniko counsel for Applicant

Josephine Lori –Court Assistant

G. M. A. ONGONDO

JUDGE