



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA AT MIGORI**

**ENVIRONMENT AND LAND COURT**

**ELC CASE NO. 731 OF 2017**

**ZAKAYO AKULA.....PLAINTIFF**

**-versus-**

**PERIS AKINYI OYUGI.....DEFENDANT**

**RULING**

1. An application by way of Notice of Motion dated 10/7/2017 has a consent of the parties. Therefore, the application be and is hereby compromised in the following terms;-

- a) The status quo obtaining on the land be maintained. The defendant/respondent shall not disposed of the land and put up structures including house on the land pending the hearing and determination of the suit.**
- b) The plaintiff/applicant shall not enter the suit land until the hearing and determination of the land.**
- c) Costs be in the cause.**
- d) The parties to ensure compliance with order 11 Civil Procedure Rules 2010.**
- e) Pretrial directions on 23/1/18.**

**DELIVERED, DATED and SIGNED at MIGORI this 4<sup>th</sup> day of December 2017.**

**G. ONGONDO**

**JUDGE**

**In presence of :-**

**Mr. Zakayo Akula – Plaintiff**

**Mr. Sam Onyango counsel for the Defendant/Respondent**

**Josephine –Court Assistant**