



**Gori Investments Limited v Basco Products (K) Limited & another (Environment & Land Case 1528 of 2016) [2024] KEELC 4475 (KLR) (29 May 2024) (Ruling)**

Neutral citation: [2024] KEELC 4475 (KLR)

**REPUBLIC OF KENYA  
IN THE ENVIRONMENT AND LAND COURT AT NAIROBI  
ENVIRONMENT & LAND CASE 1528 OF 2016**

**JA MOGENI, J  
MAY 29, 2024**

**BETWEEN**

**GORI INVESTMENTS LIMITED ..... PLAINTIFF**

**AND**

**BASCO PRODUCTS (K) LIMITED ..... 1<sup>ST</sup> DEFENDANT**

**DAVID GICHOHI ..... 2<sup>ND</sup> DEFENDANT**

**RULING**

1. The application to produce documents at this point of re-examination is opposed. The defendant’s counsel argues that the documents are from an expert witness. I note that one can indeed not produce documents at re-examination stage, the witness referred to them but failed to produce them. This is a technicality and in order to advance the objects of justice without paying due regard to technicality. I will seek refuge in Article in 159(2) and allow the documents to be produced and also allow the Plaintiff’s counsel to cross-examine the witness if he so wishes.

**HON. MOGENI J.**

**JUDGE**

**29/05/2024**

