



Njora v Kingi & 2 others (Environment & Land Case 759 of 2014) [2024] KEELC 4234 (KLR) (13 May 2024) (Ruling)

Neutral citation: [2024] KEELC 4234 (KLR)

**REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT AT NAIROBI
ENVIRONMENT & LAND CASE 759 OF 2014**

**LN MBUGUA, J
MAY 13, 2024**

BETWEEN

DANIEL WAITHAKA NJORA PLAINTIFF

AND

JACINTA NYAWIRA KINGI 1ST DEFENDANT

ROYSAMBU HOUSING CO-OPERATIVE SOCIETY LTD 2ND DEFENDANT

COMMISSIONER OF LANDS 3RD DEFENDANT

RULING

1. I have perused the application dated 31.1.2024 as well as the responses filed there of *vide* a replying affidavit dated 21.2.2024. The Applicant (1st defendant) is seeking a stay of execution of the judgment.
2. I note that the judgment was delivered way back on 25.1.2024 but to date, no substantive appeal has been filed. The judgment was also a money decree but no security has been proffered in this matter.
3. That notwithstanding I will grant the applicant limited time to ventilate her issues at the Court of Appeal.
4. As such, I grant a stay of execution of the judgment for a period of 60 days from today. The applicant is condemned to pay costs of the application. The file is closed.

DATED, SIGNED AND DELIVERED AT NAIROBI THIS 13TH DAY OF MAY, 2024 THROUGH MICROSOFT TEAMS.

LUCY N. MBUGUA

JUDGE

In the presence of:-



Gachoka for plaintiff

Muriithi for 1st Defendant Applicant

Court Assistant: Eddel

