



**Kathungu v Kirore & 3 others (Environment & Land Petition E004 of 2023) [2024] KEELC 4933 (KLR) (24 June 2024) (Ruling)**

Neutral citation: [2024] KEELC 4933 (KLR)

**REPUBLIC OF KENYA  
IN THE ENVIRONMENT AND LAND COURT AT NAROK  
ENVIRONMENT & LAND PETITION E004 OF 2023**

**CG MBOGO, J  
JUNE 24, 2024**

**BETWEEN**

**KISUMBA MOSES KATHUNGU ..... APPLICANT**

**AND**

**PETER SIAMETO KIRORE ..... 1<sup>ST</sup> RESPONDENT**

**PARTICK NGIGI ..... 2<sup>ND</sup> RESPONDENT**

**LAND SURVEYOR - NAROK NORTH/SOUTH ..... 3<sup>RD</sup> RESPONDENT**

**LAND REGISTRAR - NAROK NORTH/SOUTH ..... 4<sup>TH</sup> RESPONDENT**

**RULING**

1. Pursuant to the ruling delivered on 4<sup>th</sup> December, 2023, John M. Nganga, the County Valuer filed a report dated 14<sup>th</sup> February, 2024. I have considered the said report and I note that the County Valuer gave an estimated value of the price of one acre at Kshs. 1,500,000/-. It is immaterial at this stage to consider the acreage of the suit property herein, Cis Mara/ Enabelbel Enengetia/391 as the report indicates a discrepancy on the acreage as per the search certificate against the surveyor’s report.
2. Going by the said report that indicates that the suit property is 6.42 acres, it would mean that the value of the land does not exceed Kshs. 10,000,000/-. Owing to the pecuniary jurisdiction of the instant case, this is a matter best fit for hearing and determination by the Magistrates’ court.
3. As such, this file is hereby transferred to the Chief Magistrates Court at Narok for hearing and determination. Orders accordingly.

**DATED, SIGNED & DELIVERED VIA EMAIL THIS 24<sup>TH</sup> DAY OF JUNE, 2024.**

**HON. MBOGO C.G.**

**JUDGE**



24/06/2024.

