



Friends of Oloolua Forest & another v Mwabili & 12 others (Environment & Land Case E267 of 2024) [2024] KEELC 5438 (KLR) (15 July 2024) (Ruling)

Neutral citation: [2024] KEELC 5438 (KLR)

**REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT AT NAIROBI
ENVIRONMENT & LAND CASE E267 OF 2024**

JA MOGENI, J

JULY 15, 2024

BETWEEN

FRIENDS OF OLOOLUA FOREST 1ST PLAINTIFF

**PUBLIC INTEREST LITIGATION AND ADVOCACY FOR THE
ENVIRONMENT (PILAE) 2ND PLAINTIFF**

AND

JAMES MWABULE MWABILI 1ST DEFENDANT

EDWIN ODHIAMBO OLOUCH 2ND DEFENDANT

MICHAEL KAHIKO MUREITHI 3RD DEFENDANT

BYCIF INVESTMENTS LIMITED 4TH DEFENDANT

GAKUU MATHENGE 5TH DEFENDANT

PETER GITHINJI MACHENGU 6TH DEFENDANT

MARTIN MWENDA MWEBIA 7TH DEFENDANT

NELLY NJOKI MWANIKI 8TH DEFENDANT

KENYA FOREST SERVICE 9TH DEFENDANT

CHIEF LAND REGISTRAR 10TH DEFENDANT

NATIONAL LAND COMMISSION 11TH DEFENDANT

THE DIRECTOR GENERAL 12TH DEFENDANT

PHYSICAL LAND USE AND PLANNING 13TH DEFENDANT



RULING

1. Having perused the application and the suit I am persuaded to grant prayer 3 as it is complimentary to prayer 2. I note that though the parties may be different, this suit is related to ELC E267, E268, E264, E263, E266 and another, therefore I direct that the file be placed before the Presiding Judge to guide on the process of disposing of these related matters. The suits have different parties sued and laying claim to the same suit properties. File to be placed before the Presiding Judge on 22/7/2024 for directions plaintiff to serve all parties.

DATED, SIGNED AND DELIVERED AT NAIROBI THIS 15TH DAY OF JULY 2024.

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MOGENI J

JUDGE

In the presence of:

Dr. Omandi / Owino for 1st and 2nd Defendant

Ms. Caroline Sagina Court Assistant

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MOGENI J

JUDGE

