



Ngumbao & another v Bovier & another (Environment & Land Case E28 of 2022) [2024] KEELC 14172 (KLR) (17 December 2024) (Ruling)

Neutral citation: [2024] KEELC 14172 (KLR)

**REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT AT MALINDI
ENVIRONMENT & LAND CASE E28 OF 2022
FM NJOROGE, J
DECEMBER 17, 2024**

BETWEEN

TAMAA KOMBE NGUMBAO 1ST PLAINTIFF

SIDI CHANGAWA KOMBE 2ND PLAINTIFF

AND

NICOLE ANDREE BOVIER 1ST DEFENDANT

NARESH JAYANTILAL RANPURA 2ND DEFENDANT

RULING

1. The application dated 23/9/2024 seeks an order that a consent order dated 4/7/2023 be set aside. I have perused the record in so far as the proceedings of 4/7/2023 are concerned and I do not find any consent order recorded on that date. I only find an application for withdrawal of suit. That application was not opposed by the other counsel so the court granted it. For that reason, the application dated 23/9/2024 is misconceived and lacks merit and it is hereby dismissed with no orders as to costs.

RULING DATED, SIGNED AND DELIVERED AT MALINDI VIA ELECTRONIC MAIL ON THIS 17TH DAY OF DECEMBER 2024.

**MWANGI NJOROGE
JUDGE, ELC, MALINDI**

