



Care Mission Kenya & 4 others v Atieno & another (t/a Deity ECD Primary School Busia & Emmanuel Children Home Busia (K)) (Environment & Land Case 18 of 2018) [2023] KEELC 17898 (KLR) (20 February 2023) (Order)

Neutral citation: [2023] KEELC 17898 (KLR)

**REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT AT BUSIA
ENVIRONMENT & LAND CASE 18 OF 2018
BN OLAO, J
FEBRUARY 20, 2023**

BETWEEN

**CARE MISSION KENYA 1ST PLAINTIFF
ODDVA STEN LINKAS 2ND PLAINTIFF
RITA WAHLBERG 3RD PLAINTIFF
WECHE LUDVIGSEN 4TH PLAINTIFF
HAKON BORGEN 5TH PLAINTIFF**

AND

**BENTA AKINYI ATIENO 1ST DEFENDANT
REVEREND PETER OGOLA 2ND DEFENDANT
T/A DEITY ECD PRIMARY SCHOOL BUSIA & EMAMANUEL CHILDREN
HOME BUSIA (K)**

ORDER

1. Upon this matter coming up before Hon B. N Olao, judge Environment and Land Court Busia on January 30, 2023, the judge was informed that what was pending was the notice of motion dated April 5, 2022. He therefore directed that the application be canvassed by way of written submissions to be filed by February 15, 2023. None of the parties filed any submissions and this court fixed the ruling date as March 6, 2023. However, in the course of drafting the ruling, the judge discovered that the application dated April 5, 2022 was dismissed by Hon T. Madowo Deputy Registrar on June 6, 2022 but was later reinstated on October 4, 2022. The matter must have been listed before him in error.



It Is Hereby Ordered:

2. That the matter be listed before Hon T. Madowo Deputy Registrar on March 6, 2023 for further directions. Mention notice issued be served by the court's process server.

GIVEN UNDER MY HAND AND SEAL OF THIS HONOURABLE COURT AT BUSIA THIS 20TH DAY OF FEBRUARY 2023.

BOAZ N. OLAO

JUDGE

ISSUED AT BUSIA THIS 20TH DAY OF FEBRUARY 2023

DEPUTY REGISTRAR

ENVIRONMENT AND LAND COURT

BUSIA

