



REPUBLIC OF KENYA



In re Estate of Robert Kinyanjui Kimani (Deceased) (Succession Cause E046 of 2023) [2024] KEHC 10519 (KLR) (28 August 2024) (Ruling)

Neutral citation: [2024] KEHC 10519 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT KIAMBU
SUCCESSION CAUSE E046 OF 2023**

A MSHILA, J

AUGUST 28, 2024

IN THE MATTER OF THE ESTATE OF ROBERT KINYANJUI KIMANI (DECEASED)

RULING

1. Before court is a Summons General dated 12th March, 2023. Nelson Njuguna Mbugua a beneficiary of the deceased's estate sought for orders:-
 - a. Spent
 - b. That this Honourable Court do issue directions for the expeditious disposal of this application.
 - c. That the late Grace Njeri Mbugua be removed as an Administrator of the estate of the late Robert Kinyanjui Kimani.

Issues For Determination

2. After reading the application and the parties written and oral submissions this court has framed the following issues for determination;
 - a. Whether to Revoke the Grant under the provisions of Section 76 (a) as the proceedings to obtain the grant were defective in substance.

Findings And Determination

Whether to Revoke the Grant as the proceedings to obtain the grant were defective in substance.

3. The Grant was issued to the Petitioner/Respondent on 16th January, 2024 when there was already an objection on record; The Grant having been issued and signed by the Hon. Lady Justice Chepkwony the matter is hereby referred to Hon Judge for directions on revision of the order.
4. Mention on 15/10/2024 before Court 2 for directions.

Orders Accordingly



**DATED SIGNED AND DELIVERED VIA TEAMS AT KIAMBU THIS 28TH DAY OF AUGUST,
2024**

A. MSHILA

JUDGE

In the Presence of;

Mourice – Court Assistant

Ms. Kinyanjui for Objector

Mwaura for Respondent

