



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA AT NAKURU**

**SUCCESSION CAUSE NUMBER 494 OF 2012**

**IN THE MATTER OF THE ESTATE OF MUNGAI KIARIE (DECEASED)**

**SAMSON MBURU MUNGAI.....APPLICANT**

**VERSUS**

**BEN GATEIYA MUNGAI.....RESPONDENT**

**RULING**

Upon consideration of the application dated 20/6/2016 and for reasons stated in the supporting affidavit, I am persuaded that the orders sought are merited and will go a long way in facilitating the effective and expeditious administration of the estate herein.

I accordingly allow the summons dated 20/6/2016 in terms of prayer 2 & 3. Costs shall be in the cause.

There shall be a further order that a summons do issue on Ben Gateiya Mungai to appear in court on a date to be set by court to confirm compliance with the orders herewith which compliance shall be in any event not later than 21 days hereof.

**A. K. NDUNG’U**

**JUDGE**

**Ruling delivered in open court this 30/10/2018 as the trial judge was away on official duty on 24/10/2018.**

**A. K. NDUNG’U**

**JUDGE**