



**REPUBLIC OF KENYA**

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

**MILIMANI LAW COURTS**

**FAMILY DIVISION**

**MISC. APPLICATION NO. 71 OF 2017**

**IN THE MATTER OF F R AND F R HOLDING L.R. NO. XXX/XX MOKOYETI ROAD KAREN  
NAIROBI, IN TRUST OF H K R**

**AND**

**CURRENTLY IN THE MATER OF CONSENT OF COURT TO ALLOW F R HOLDING LR  
NO. XXXX/XX MOKOYETI KAREN, NAIROBI**

**TO SELL THE PROPERTY TO J K**

**FOR PURPOSES OF REINVESTING THE PROCEEDS FOR THE BENEFIT OF THE MINOR**

**RULING**

1. L.R. No. XXXX/XX Mokoyeti Karen Nairobi is property registered in the name of the applicant F R in trust for his son K H R and who is aged 10. The value of the property is Kshs.42,000,000/=. The applicant wants to sell it, because it is high maintenance, to be able to acquire another one, Town House No. 10 on L.R. No. X/XXX (Original No. X/XXX/X) which is worth Kshs.60,000,000/=. He has shown that a ready buyer with funds is available to buy the property registered in his name for the child.
2. I will allow the application but on terms. The applicant is allowed to sell L.R. No. XXX/XX Mokoyet Karen, Nairobi. He shall use the proceeds to purchase Town House No. XX on L.R. No. X/XXX (Original No. X/XXX/X) which he shall register in his name to hold in trust for the minor K H R. He will, upon the purchase of the new property, immediately deposit a copy of the title into court. He will also deposit a copy of certificate of search.
3. The matter shall be mentioned on **18<sup>th</sup> September 2017** to confirm compliance.

**DATED and DELIVERED at NAIROBI this 22<sup>ND</sup> day of JUNE 2017.**

**A. O. MUCHELULE**

**JUDGE**