



No. 291/2014

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT MACHAKOS

ADOPTION CASE NO. 26 OF 2013

IN THE MATTER OF THE CHILD ACT

AND

IN THE MATTER OF THE ADOPTION OF BABY C (A CHILD)

BY

E K N

AND

R K KJOINT APPLICANT

RULING

1. **E K N** and **R K K**, applicants herein by an application amended on **19th May, 2014** seek to adopt a child, **C. P N N** has consented to be the legal guardian to the child.
2. Having perused the affidavits filed in support of the application, documents annexed as evidence in support and reports filed by necessary parties per the requirements of the law; it is apparent that **Baby J** was born on **21st day of September, 2005** at **Thika District Hospital** and issued with a **Birth Notification Serial No [particulars withheld]**. He was abandoned by his biological mother. Subsequently, he was committed to the **Happy Life Children's Home for Care and Protection** on the **19th day of January, 2006**. He was placed under the care of the applicants on the **10th August, 2009**. A certificate of declaration of the child being free for Adoption **No.0623** was issued on **9th January, 2014**.
3. According to the report dated **21st February, 2014** filed by the **Sub-county Children's Officer, Kibwezi**, the applicants have provided love, affection, and basic requirements to the child whom she described as happy and health. She had no objection to the child being adopted.
4. Considering the positive remarks, it will be in the best interest of the child to have a family. The consent of his biological mother who abandoned him is dispensed with.
5. From the foregoing I do order as follows:-
 - i. The applicants be and are hereby authorized to adopt **Baby C** who will be known as **C M K**.
 - ii. The child shall be declared a Kenyan Citizen
 - iii. **P N N** is appointed as the legal guardian of the child.
 - iv. The **Registrar General** shall make an entry in the manner prescribed.

DATED, SIGNED and DELIVERED at MACHAKOS this 30TH day of MAY, 2014.

L.N. MUTENDE

JUDGE