

REPUBLIC OF KENYA

High Court at Kisumu

Succession Cause 662 of 2001

IN THE MATTER OF THE ESTATE OF MICHAEL ANGAWA ALIAS MIKAL ABIRI

NOAH AKUKU ETSIMILEPLAINTIFF

VERSUS

MORRIS ISAAC ODUKHO AMBOKODEFENDANT

RULING

The applicants application dated 20th June 2012 pray that the land parcel No. North Gem / Marenyo / 349 be transferred to him. The applicant has premised his application on the fact that this court vide the judgment dated 6th July 2004 revoked and or annulled the grant which had been given to the respondent vide Succession Case No. 52 of 2001 at Siaya.

The application was served upon the defendant's firm on 26th June 2012 and there is an affidavit of service of James Mwamu sworn on 13th February 2013 to that effect.

The application is not opposed. Consequently I shall allow the same with costs to the applicant.

Dated, signed and delivered at Kisumu this 25th day of March 2013

**H. K. CHEMITEI
JUDGE**

In the presence of:

..... for the Plaintiff

..... for the Respondent

HKC/aao