

REPUBLIC OF KENYA

High Court at Mombasa

Miscellaneous Application 6 of 2013

1. AHMED SAID BUJRA

2. SWAFIA ABDALLAI.....APPLICANTS

VERSUS

1. ALI AHMED ALI

2. MAMUD H. MOHAMMED.....RESPONDENTS

RULING

Before court is the applicant's notice of motion dated 2nd April, 2013 seeking to have these proceedings transferred from Mombasa Kadhi's Court. The application was served on the respondent who is not in court today. No papers have been filed to oppose the transfer. I note from the record that this is a succession matter. The deceased lived and died in Malindi.

For purposes of convenience and transparency, it would be appropriate the matter be heard before the Kadhi's Court in Malindi. As such, I do hereby direct that this file be transferred from Mombasa to the Kadhi's court in Malindi.

It is so ordered.

Dated and delivered in Mombasa this 15th day of April, 2013.

M. ODERO

JUDGE