



REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT MERU

MISC. APPLICATION CASE NO. 73 OF 2009

REPUBLICAPP

LICANT

VERSUS

DISTRICT LAND ADJUDICATION AND SETTLEMENT OFFICER IGEMBE
DISTRICTRESPONDENT

SAMUEL

MBATARU.....INTERESTED

PARTY

GEOFFREY KAGOJI AKWALU EX PARTE

APPLICANT

RULING

The ex parte applicant Geoffrey Kajoi Akwalu now deceased obtained leave of the court on 19th October 2009 to apply for orders of *certiorari* and *mandamus* to issue against the decision of the District Land Adjudication and Settlement Officer Igembe District of 29th April 2009. The substantive Notice of Motion was dated 2nd November 2009. An application is now made by Alexander Meeme Kajoi seeking to substitute the deceased *ex parte* applicant in this matter. He obtained a limited grant authorizing him to prosecute this case under Succession Cause No. 150 of 2010 in Meru High Court. The application by Alexander is therefore merited and is granted to the effect that Alexander Meeme Kajoi do hereby substitute Geoffrey Kajoi Akwalu. The said Alexander Meeme Kajoi shall within 21 days from this date hereof file an amended notice of Motion reflecting his name as the *ex parte* applicant. There shall be no orders as to costs.

Dated, signed and delivered at Meru this 18th day of May 2011.

MARY KASANGO
JUDGE