REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA
AT NAIROBI (NAIROBI LAW COURTS)

Succession Case 204 of 1997

IN THE MATTER OF THE ESTATE OF NGUGI KAMAU – DECEASED

RULING

After I have given my ruling on 28th February, 2007, the Administratrix filed an application dated 8th March,, 2007 to set aside, vary or review the aforesaid Ruling.

The issue of the jurisdiction of the Kiambu Court to apportion the land when the deceased was alive was raised.

I have carefully, considered the full record and without giving my views on the said issue, I review my ruling to determine the said issue with all the facts before the court from both sides.

I do however find that the issue of absence, in my view, has not been explained to my satisfaction.

I am reviewing my ruling only to get the legal and factual issues properly determined.

I thus set aside the ruling and direct that the administratrix/Applicant pay the costs to the Objectors.

Dated and signed and Nairobi this 13th day of May, 2008.

K.H. RAWAL

JUDGE

13.5.08