



REPUBLIC OF KENYA



**In re Estate of Richard Sigilai Choge (Deceased) (Succession Cause 457 of 2016) [2025] KEHC 2946 (KLR) (7 March 2025) (Ruling)**

Neutral citation: [2025] KEHC 2946 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT NAKURU  
SUCCESSION CAUSE 457 OF 2016**

**JM NANG'EA, J**

**MARCH 7, 2025**

**IN THE MATTER OF THE ESTATE OF RICHARD SIGILAI CHOGE (DECEASED)**

**IN THE MATTER OF**

**ROBERT KIBET CHOGE ..... 1<sup>ST</sup> ADMINISTRATOR**

**JANE CHELAGAT SIGILAI ..... 2<sup>ND</sup> ADMINISTRATOR**

**RULING**

1. By Chamber Summons dated 5<sup>th</sup> March 2024 the Administrators herein seek orders as hereunder;-
  - a. That the Court be pleased to review the Orders made at the Confirmation of Grant of Letters of Administration proceedings on 14<sup>th</sup> June 2018.
  - b. That the Court be pleased to adopt the Confirmed Letters of Administration issued in Succession Cause No. 65 of 1992 in the Estate of the Late Sawe Arap Choge.
  - c. That the Court be pleased to order that the Estate of Richard Sigilai Choge is entitled to 20.75 acres to be excised from the property known as LR 11964/4 situated within Nakuru County also known as Lelboinet Farm Nakuru.
  - d. That the Court be pleased to schedule Confirmation of Grant of Letters of Administration proceedings for purposes of distribution of the additional property to the beneficiaries of the Estate.
2. The application is based on grounds set out on the body thereof and supported by Affidavit evidence of one of the administrators (Richard Kibet Choge). It is averred in the Supporting Affidavit that Grant of Letters of Administration herein was confirmed on 14<sup>th</sup> June 2018 and Certificate of Confirmation duly issued. The deceased was also a beneficiary of the estate of his father, the Administrators' grandfather, which estate was distributed in Succession Cause Number 65 of 1992. The deceased herein had been bequeathed 20.75 acres out of property known as LR 11964/4 (Lelboinet Farm)



forming part of the Administrators' deceased grandfather's estate but which was not included in the schedule of property for distribution in the said Succession Cause Number 65 of 1992.

3. The Court is therefore told that this application is brought to review the order of Confirmation of the Grant herein in order to also transmit the newly discovered property to lawful beneficiaries.
4. None of the beneficiaries herein objects to the application.
5. I have considered this application and also took the liberty of perusing Succession Cause File Number 65 of 1992 alluded to hereinabove. As per Rectified Certificate of Confirmation of Grant issued in the stated file on 11<sup>th</sup> April 2024, the deceased herein was bequeathed 20.75 acres to be excised off the above described Land Parcel No. 11964/4 (Lelboinet Farm). That portion of land is therefore now part of the estate of the deceased in this file for transmission to lawful (heir(s)).
6. This application is accordingly allowed and the Administrators are at liberty to apply for rectification or amendment of the Certificate of Confirmation of Grant dated 14<sup>th</sup> June 2018 to incorporate transmission of the new property.

**J. M. NANG'EA - JUDGE**

**RULING DELIVERED VIRTUALLY THIS 7<sup>TH</sup> DAY OF MARCH, 2025 IN THE PRESENCE OF:**

Advocate for the Administrators, Mr. Ombima

Administrators, Absent

Court Assistant (Jeniffer)

**J. M. NANG'EA - JUDGE**

