



REPUBLIC OF KENYA



KENYA LAW
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**Achar v Ojigo & another (Civil Miscellaneous Application
9 of 2025) [2025] KEHC 6564 (KLR) (21 May 2025) (Ruling)**

Neutral citation: [2025] KEHC 6564 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT KISUMU
CIVIL MISCELLANEOUS APPLICATION 9 OF 2025**

A MABEYA, J

MAY 21, 2025

BETWEEN

BENARD ORIWO ACHAR PLAINTIFF

AND

DAVID SILVESTER OWINO OJIGO 1ST DEFENDANT

WILLIAM OTIENO 2ND DEFENDANT

RULING

1. I have considered the geographical jurisdiction of the Magistrate's Courts of Maseno and Kombewa. In accordance with the principle of access to justice under Article 48 of *the Constitution* of Kenya, I hereby exercise the jurisdiction of this Court under section 18 of the *Civil Procedure Act* and hereby have this File withdrawn from Maseno Law Courts and transferred to Kombewa Law Courts for hearing and determination.
2. Mention on 3/6/2025 before the Head of Station, Kombewa Law Court for further directions.
3. This file is marked as closed.

It is so ordered.

DATED AND DELIVERED AT KISUMU THIS 21ST DAY OF MAY, 2025

A. MABEYA, FCI, Arb

JUDGE

