



Kenya Orient Insurance Limited v Mwangi & another (Suing as the Administrators of the Estate of Benson Waweru Mwangi - Deceased) (Civil Appeal E069 of 2024) [2025] KEHC 9099 (KLR) (6 May 2025) (Ruling)

Neutral citation: [2025] KEHC 9099 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT KIAMBU
CIVIL APPEAL E069 OF 2024
DO CHEPKWONY, J
MAY 6, 2025**

BETWEEN

KENYA ORIENT INSURANCE LIMITED APPELLANT

AND

JANE WAIRU MWANGI 1ST RESPONDENT

FRANCIS MWANGI CHEGE 2ND RESPONDENT

**SUING AS THE ADMINISTRATORS OF THE ESTATE OF BENSON WAWERU
MWANGI - DECEASED**

RULING

1. This matter is mention for parties to confirm compliance of directions issued on 18th February, 2025.
2. However, upon listening to counsel for the parties, parties have negotiated and arrived at a Consent, which counsel for either party has sought that the same be adopted as an order of court. Thus:-

By Consent, the Appeal be compromised as follows:-

1. The Appellant shall pay the decretal amount of the maximum of Kshs.3,000,000/= being the statutory limit.
2. The Appellant shall also pay Party and Party Costs amounting to Kshs.208,906/= as per the decree in E132 of 2023.
3. The decretal amount of Kshs.3,000,000/= shall be paid in four(4) monthly instalments as follows:-
 - a. Kshs.750,000/= on the 9th May, 2025



- b. Kshs.750,000/= on the 9th June, 2025
 - c. Kshs.750,000/= on the 9th July, 2025
 - d. Kshs.750,000/= on the 9th August, 2025
 - e. Kshs.750,000/= on the 9th September, 2025
4. The total amount being Kshs.3,208,906/= will be deposited into the following account;-
Account Name: Patricks Law Associates
Account No. 01202xxxxx441
Branch: Tom Mboya Branch
5. The Respondent shall be at liberty to execute for any default in paying any instalment.
- It is so ordered.

CONSENT ADOPTED, DATED AND SIGNED AT KIAMBU THIS 6TH DAY OF MAY, 2025.

D. O. CHEPKWONY.

JUDGE

In the presence of:

Mr. Mutegi counsel for the Appellant

M/S Nyanze counsel for the Respondent

Court Assistant - Martin

