



**In re Estate of John Otuga Otogo alias Otogo Owiti (Deceased (Miscellaneous Succession Application 261 of 2025) [2025] KEHC 8066 (KLR) (9 June 2025) (Ruling)**

Neutral citation: [2025] KEHC 8066 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KISUMU  
MISCELLANEOUS SUCCESSION APPLICATION 261 OF 2025**

**A MABEYA, J**

**JUNE 9, 2025**

**IN THE MATTER OF THE ESTATE OF JOHN OTUGA  
OTOGO ALIAS OTOGO OWITI - (DECEASED)**

**AND**

**IN THE MATTER OF AN APPLICATION BY CONSELETA SIRUATH OTUGA - APPLICANT**

**IN THE MATTER OF  
CONSELETA SIRUATH OTUGA ..... APPLICANT**

*(From Original Maseno Senior Principal Magistrate Succession Cause No. E044 of 2024)*

**RULING**

1. I have considered the geographical jurisdiction of the Magistrate's Courts of Maseno and Kombewa. I have also considered the constitutional imperative of access to justice under Article 48 of the [Constitution](#) of Kenya.
2. In the exercise of the jurisdiction of this Court under section 18 of the [Civil Procedure Act](#), Cap 21 Laws of Kenya, this file is hereby withdrawn from Maseno Law Courts and transferred to Kombewa Law Courts for hearing and determination. The parties be notified.
3. Mention on 16/6/2025 before the Head of Station, Kombewa Law Courts for further directions.
4. This file is marked as closed.

It is so ordered.

**DATED AND DELIVERED AT KISUMU THIS 9<sup>TH</sup> DAY OF JUNE, 2025.**

**A. MABEYA, FCI, Arb**

**JUDGE**

