



REPUBLIC OF KENYA



KENYA LAW
THE NATIONAL COUNCIL FOR LAW REPORTING
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**In re Estate of Peter Osiyo alias Petro Osiyo Owii alias Peter Osiyo Owii
alias Musa Owii Anyang (Deceased) (Miscellaneous Succession Application
248 of 2025) [2025] KEHC 8050 (KLR) (9 June 2025) (Ruling)**

Neutral citation: [2025] KEHC 8050 (KLR)

REPUBLIC OF KENYA

IN THE HIGH COURT AT KISUMU

MISCELLANEOUS SUCCESSION APPLICATION 248 OF 2025

A MABEYA, J

JUNE 9, 2025

**IN THE MATTER OF THE ESTATE OF PETER OSIYO OWII ALIAS PETRO
OSIO OWII ALIAS PETER OSIO OWII ALIAS MUSA OWII ANYANG -
(DECEASED)**

AND

**IN THE MATTER OF AN APPLICATION BY ELIZABETH AWUOR OSIO -
APPLICANT**

(From Original Maseno Senior Principal Magistrate Succession Cause No. E462 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jurisdiction of this Court under section 18 of the [Civil Procedure Act](#), Cap 21 Laws of Kenya, this file is hereby withdrawn from Maseno Law Courts and transferred to Kombewa Law Courts for hearing and determination.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 9TH DAY OF JUNE, 2025.

A. MABEYA, FCI, Arb

JUDGE.

