



REPUBLIC OF KENYA



KENYA LAW
THE NATIONAL COUNCIL FOR LAW REPORTING
Where Legal Information is Public Knowledge

In re Estate of Raphael Nyajuoga Onduongo (Deceased (Miscellaneous Succession Application 296 of 2025) [2025] KEHC 8062 (KLR) (9 June 2025) (Ruling)

Neutral citation: [2025] KEHC 8062 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT KISUMU
MISCELLANEOUS SUCCESSION APPLICATION 296 OF 2025**

A MABEYA, J

JUNE 9, 2025

**IN THE MATTER OF THE ESTATE OF RAPHAEL NYAJUOGA ONDUONGO - (DECEASED)
AND
IN THE MATTER OF AN APPLICATION SAMWEL WAMILA ONDUONGO - APPLICANT
(FROM ORIGINAL KISUMU CHIEF MAGISTRATE
SUCCESSION CAUSE NO. E072 OF 2025)**

RULING

1. I have considered the geographical jurisdiction of the Magistrate's Courts of Kisumu and Winam. 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the jurisdiction of this Court under section 18 of the *Civil Procedure Act*, Cap 21 Laws of Kenya, this file is hereby withdrawn from Kisumu Law Courts and transferred to Winam Law Courts for hearing and determination. The parties be notified.
3. Mention on 17/6/2025 before the Head of Station, Winam 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

