



REPUBLIC OF KENYA



**In re Estate of Nyaundi Kwaye (Deceased) (Miscellaneous Succession
Application 214 of 2025) [2025] KEHC 7655 (KLR) (5 June 2025) (Ruling)**

Neutral citation: [2025] KEHC 7655 (KLR)

REPUBLIC OF KENYA

IN THE HIGH COURT AT KISUMU

MISCELLANEOUS SUCCESSION APPLICATION 214 OF 2025

A MABEYA, J

JUNE 5, 2025

IN THE MATTER OF THE ESTATE OF NYAUNDI KWAYE -(DECEASED)

AND

IN THE MATTER OF AN APPLICATION BY JOSEPHINE AKOTH GUMBI - APPLICANT

(From Original Maseno Senior Principal Magistrate Succession Cause No. E053 of 2025)

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jurisdiction of this Court under section 18 of the [Civil Procedure Act](#), Cap 21 Laws of Kenya, this file is hereby withdrawn from Maseno Law Courts and transferred to Kombewa Law Courts for hearing and determination.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 12/6/2025 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 5TH DAY OF JUNE, 2025.

A. MABEYA, FCI, Arb

JUDGE

